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SCOBIE & BALFOUR'S  
MUNICIPAL MANUAL,  
FOR UPPER CANADA,

FOR

1850,

WITH A MAP OF THE PROVINCE,

CONTAINING COMPLETE LISTS OF THE VARIOUS MUNICIPAL CORPORATIONS OF TOWNSHIPS, COUNTIES, VILLAGES, TOWNS, AND CITIES, AND THE WARD DIVISIONS;

ALSO,

THE BOUNDARIES OF THE SEVERAL DIVISION COURTS FOR THE RECOVERY OF SMALLDEBTS; THE TIMES AND PLACES AT WHICH THE COURTS ARE HELD; AND THE NAME AND ADDRESS OF THE JUDGE AND CLERK OF EACH DIVISION;

TO WHICH ARE ADDED,

THE MUNICIPAL CORPORATIONS' ACT, ROAD AND BRIDGE COMPANIES' ACT, AND THE VARIOUS OTHER ACTS OF THE LEGISLATURE WHICH CONFER POWERS, OR IMPOSE DUTIES, ON THE MUNICIPALITIES.

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TORONTO:  
SCOBIE & BALFOUR, KING STREET,  
AND SOLD BY ALL BOOKSELLERS.

1850.

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Entered in pursuance of the provisions of an Act of the Legislature of the Province of Canada, 4 and 5 Victoria, Cap. 61, in the Office of the Registrar of the Province, at Toronto, May 1850, by

SCOBIE & BALFOUR.

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T O R O N T O :  
S C O B I E   A N D   B A L F O U R   P R I N T E R S ,  
K I N G   S T R E E T .

## NOTICE BY THE PUBLISHERS.

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THE great changes that have lately been made in the Municipal Institutions of Upper Canada, and the extension of the Municipal system, suggested to the subscribers, the propriety and necessity of collecting in a compact form, the various Acts and parts of Acts of Parliament, now in force in the Province, relating to those Institutions. These Acts are scattered over several volumes of the Statute Book, which are not at all times to be obtained by parties wishing to consult them, and even when accessible, they are by no means of a convenient shape for reference. The subscribers have, therefore, carefully collected these Acts together, and now present them in a form at once cheap and convenient. They trust that this publication will meet with favour, and that the foundation will thus be laid, for issuing annually, a Municipal Manual, embodying those changes which may hereafter take place, with such other information as may be necessary, to render the community familiar with the Municipal Laws and the mode of carrying them beneficially and legally into execution.

The Municipal Acts form the second part of the Manual. The first part comprises lists of the various Municipalities, Division Courts, &c., which have been collected with great care, and will be found very useful for reference. The compilation has been attended with considerable labour, and the amount of matter embodied in it, is such as to render it an acquisition to all who interest themselves in the public affairs of the Province.

The Publishers tender their grateful acknowledgements to the gentlemen in the several Counties, who have kindly aided them, in supplying information for the work,

SCOBIE & BALFOUR.

TORONTO, May, 1850.



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### ERRATA.

Page 113, part second, under the head, "Ferries," in the reference to the Act 12 *Vic. Cap. 81*, for Secs. "41 eighthly, 116 and 145," read Secs. "41 eighthly, 116 and 145."

Page 106, under "Municipal Acts Repealed," insert "Act 12 *Vic. Cap. 80.*"



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# I. CARLETON.

## COUNTY TOWN, BYTOWN.

M. P. P. for Carleton, Edward Malloch, Richmond; M. P. P. for Bytown, John Scott, Bytown; Registrar for Carleton, T. G. Burke, Bytown.

## COUNTY COUNCIL.

Warden—Hon. Hamnett Pinhey, March, P. O.; Treasurer—Daniel O'Connor, Bytown, P. O.; Clerk—Charles Hamnett Pinhey, Bytown, P. O.

### Townships.

Bytown (Town) Henry J. Friel; Chas. Sparrow, (Deputy Reeve)

### Townships.

### Reeves.

Osgoode . . . . . Arthur Allen.  
Richmond (Village) Wm. R. R. Lyon.  
\*Torbolton . . . . . David McLaren.

Fitzroy . . . . . James Steene.

Gloucester . . . . . James Severight.

Goulbourn . . . . . Thomas Garland.

Gower, North . . . . . Robert Craig.

Huntley . . . . . Johnston E. Fenton.

March . . . . . Hon. H. Pinhey.

Marlborough . . . . . John Pierce.

Nepean . . . . . Frederick Bearman.

## TOWN OF BYTOWN.

Mayor—John Scott, M. P. P.; Reeve—H. J. Friel; Deputy Reeve—Chas. Sparrow; Treasurer—Edward Masso; Clerk—Francis Scott, Bytown, P. O.; Superintendent of Schools—Alex. Workman; Council-

## VILLAGE OF RICHMOND.

Councillors—W. R. R. Lyon, Reeve: Geo. Brown, Patrick McEllroy, James McLean, Thomas Lewis. Treasurer—Dr. Evans; Clerk—Garrett FitzGerald,

Richmond, P. O. Superintendent of Schools—Rev. John Flood.

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GOULBURN: Councillors, James Severight, Reeve; Thomas Bearman, Patrick Nelligan, Isaac Brown, John Cunningham. Clerk, Thos. Doxey, Bytown P. O. Superintendent of Schools, Rev. Wm. Lockhead.

GLOUCESTER: Councillors, Thomas Garland, Reeve; James Chillington, Thos. McCaffry, James Henderson, William Hodgins. Clerk, Carleton Cathcart, Richmond P. O. Super't of Schools, Rev. John Flood.

NORTH GOWER: Councillors, Robert Craig, Reeve; John Cole, James Lindsay, John Callander, David McEwen. Clerk, A. C. Hartwell, North Gower P. O. Superintendent of Schools, Rev. John Flood.

HUNTLEY: Councillors, Johnston E. Fenton, Reeve; Henry McBride, David Moorehead, Robin Holmes, William Bradley. Clerk, James Lowery, Huntley P. O. Superintendent of Schools, James Gilchrist.

## DIVISION COURTS.

For the summary recovery of debts, not exceeding ten pounds.

Judge of the County of Carleton, His Honour Christopher Armstrong, Bytown.

Court months for 1855, in Divisions of Carleton, January, March, May, July, September, and November.

**1st Division**—Nepean, with the exception of Lots 1 to 30 inclusive, in the 4th, 5th, and 6th Concessions on the Rideau Front; Gloucester, to Lot No. 15 inclusive, on the Rideau Front; and Concessions 1 to 6 inclusive on the Ottawa Front, together with the Islands in the Rideau and Ottawa Rivers, opposite to the said Townships, belonging to the District. Courts held at Bytown every two months. Clerk, James Joynt, Bytown.

**2nd Division**—The remainder of Nepean, on the Rideau, being Lots from 1 to 30, in the 4th, 5th, and 6th Concessions. Goulbourn. The 8th, 9th, and 10th Concessions, of Marlborough; Lots No. 1 to 13 inclusive, on the 2nd, 3rd, and 4th Concessions of the North Gore. Courts held at Richmond every two months. Clerk, Garrett FitzGerald, Richmond.

**3rd Division**—Huntley and March, with the

Islands opposite. Courts held at Hopperville, in Huntley, every two months. Clerk, John Fenton, Huntley.

**4th Division**—Fitzroy and Torbolton, with the Islands opposite. Courts held at Fitzroy Harbour every two months. Clerk, William Naughty, Fitzroy Harbour.

**5th Division**—The 1st, 2nd, 3rd, 4th, 5th, 6th, and 7th Concessions of Marlborough; the North Gore, with the exception of Lots 1 to 13 inclusive, in the 2nd, 3rd, and 4th Concessions. Courts held at Andrew's Corners, Marlborough, every two months. Clerk, Geo. Hartwell, Andrew's Corners.

**6th Division**—Osgoode; Concessions 7th, 8th, and 9th, on the Ottawa Front, and from Lot 16 to 30 inclusive on the Rideau Front, of the Township of Gloucester. Courts held at Rossiter's Inn, Osgoode, every two months. Clerk, Thomas Bailey, Osgoode.

# II. ESSEX, KENT AND LAMBTON.

## UNITED COUNTIES. COUNTY TOWN, SANDWICH.

M. P. P. for Essex, John Prince, Sandwich; for Kent and Lambton, Hon. Malcolm Cameron, Port Sarnia; Registrars—for Essex, James Askin, Sandwich; for Kent and Lambton, H. Glass, Chatham, Raleigh, P. O.

## ESSEX, KENT AND LAMPTON.

## COUNTY COUNCIL.

Warden—George Hyde, Plympton, Eroll, P.O., Treasurer, George Bullock, Sandwich; Clerk, S. S. Macdonell, Sandwich.

Townships, Essex.	Reeves, Essex.
Anderdon	John Sloan.
Colchester	Peter Wright.
Gosfield	Joseph Malott.
Maidstone	Alexander Taylor.
Malden	Henry Wright.
Mersea	Ralph Foster.
Rochester	Joseph Morin. [Deputy Reeve.
Sandwich	W. D. Baby: Thos. Woodbridge, Townships, Kent. Reeves, Kent.*
Camden and Zone	James Smith.
Chatham	Samuel Arnold.
Dover, East and West.	Robt. Mitchell. [Deputy Reeve.
Harwich	A. R. Robertson: Alex. Mackay,

\* The Reeves of Kent, are formed into a Provisional Council.

## TOWNSHIP MUNICIPALITIES.

ANDERDON: *Councillors*, John Sloan, *Reeve*; Wm. Gattfield, John Cunningham, William Anderton, Oliver Reaume, *Clerk*, Wm. Simpson, Amherstburgh, P. O.

COLCHESTER: *Councillors*, Peter Wright, *Reeve*; John Wright, Wheeler Cornwall, John Fisher, C. R. Quick, *Clerk* and *Superintendent of Schools*, Thomas Hawkins, Colchester, P. O.

GOSFIELD: *Councillors*, Joseph Malott, *Reeve*; Wm. Sandford, M. Fox, Solomon Wigle, Theodore Wigle, *Clerk*, John Parry, Gosfield, P. O.

MAIDSTONE: *Councillors*, Alex. Taylor, *Reeve*; J. Marrentote, John O'Connor, Hugh McFarlin, John Martindale, *Clerk*, John McFarlin, Sandwich, P. O.

MALDEN: *Councillors*, Henry Wright, *Reeve*; Thos. Wright, Thomas Brush, Joseph Graveline, Patrick Borron, *Clerk*, H. Nelson, Amherstburgh, P. O.; *Superintendent of Schools*, Rev. Frederick Mack.

MERSEA: *Councillors*, Ralph Foster, *Reeve*; John Thayer, Jacob Fox, Francis Wilkinson, Theodore Malott, *Clerk*, Joseph Dottey, Mersea, P. O.

ROCHESTER: *Councillors*, Joseph Morin, *Reeve*; Peter Sharron, Andrew Martin, Edward Mullins, Samuel Wilcox, *Clerk*, Wm. Flanigan, Sandwich, P. O.

SANDWICH: *Councillors*, W. D. Baby, *Reeve*; Thos. Woodbridge, *Deputy Reeve*; St. Luc Onellette, Dennis Downing, G. Bondy, *Clerk*, Charles Baxter, Dawn Mills, P. O.; *Superintendent of Schools*, Patrick McMullen.

CAMDEN AND ZONE: *Councillors*, James Smith, *Reeve*; David Sherman, Christopher Arnold, D. R. Van Allen, John Tiffin, *Clerk*, Charles Baxter, Dawn Mills, P. O. *Superintendent of Schools*, Rev. John Gunne.

CHATHAM: *Councillors*, Samuel Arnold, *Reeve*; J. W. Keating, W. Everett, John Blackburn, John Shaw; *Clerk*, William Cosgrave, Raleigh, P. O.

DOVER, EAST AND WEST: *Councillors*, Robt. Mitchell, *Reeve*; Andrew Peltier, Alex. Urquhart, S. Emery, A. Reaume, *Clerk*, Thomas W. Smith, Raleigh, P. O.

HARWICH: *Councillors*, A. R. Robertson, *Reeve*; Alex McKay, *Deputy Reeve*; Samuel Fields, George Young, —— Shackleton, *Clerk*, Wm. Cosgrave, Raleigh, P. O.

HOWARD: *Councillors*, George Duck, *Reeve*; Samuel Arnold, —— McCerrick, —— Ruddle, —— Wilson, *Clerk*, E. B. Harrison, Morpeth, P. O.

ORFORD: *Councillors*, Daniel Moorehouse, *Reeve*; John Stuart, senr., Duncan McLaren, Frank Johnson,

Townships, Kent,	Reeves, Kent.
Howard	George Duck.
Orford	Daniel Moorehouse.
Raleigh	John G. Weir.
Romney	Thomas Jackson.
Tilbury, East	John Wilson.
Tilbury, West	Peter Desjardins.

Townships, Lambton,	Reeves, Lambton.
Bosanquet	Wm. Ketchum.
Brooke	John McKeane.
Dawn	William Boylan.
Euphemia	Richard Dobbyn.
Moore and Enniskillen	Thomas Fisher.
Plympton	George Hyde.
Sarnia	George Stevenson.
Sombra	L. H. Johnson.
Warwick	Robert Campbell.

Archibald Walker, *Clerk*, David H. Gesner, Clairville, P. O.; *Superintendent of Schools*, John Stone.

RALEIGH: *Councillors*, John G. Weir, *Reeve*; Thos. Jenner, Nathaniel Hughson, Alex. Peck, T. Dillon, *Clerk*, John Smith, Raleigh, P. O.

ROMNEY: *Councillors*, Thos. Jackson, *Reeve*; John Robinson, John White, Joseph Heatherington, James Shanks, *Clerk*, Ralph Stobbs, Romney, P. O.

TILBURY EAST: *Councillors*, John Wilson, *Reeve*; John Fletcher, John Couits, Francis Warren, John Smith, *Clerk*, John Smith, Raleigh, P. O.

TILBURY WEST: *Councillors*, Peter Desjardins, *Reeve*; Jacque Parent, J. B. Tramby, Henry Reed, John Morrisce, *Clerk*, Fras. Mayhew, Sandwich, P. O.

BOUSSANQUET: *Councillors*, Wm. Ketchum, *Reeve*; Theodore B. Ward, Simon Crawford, Jesse Furney, —— Johnson, *Clerk*, John Riley, Bousanquet, P. O.; *Superintendent of Schools*, Nea! Eastman.

BROOKE: *Councillors*, John McKeane, *Reeve*; Wm. Watson, John Lucas, John Kelly, Thomas Edger, John Wallace, Warwick, P. O.

DAWN: *Councillors*, Wm. Boylan, *Reeve*; Thomas Taylor, J. Bloom, J. Greenwood, A. Scarlet, *Clerk*, Mills, Zone Mills, P. O.

EUPHEMIA: *Councillors*, Richard Dobbyn, *Reeve*; John Fansher, Thomas Powel, George McBeath, David B. Smith, *Clerk*, Wm. Clements, Zone Mills, P. O. *Superintendent of Schools*, John Dobbyn.

MOORE AND ENNISKILLEN: *Councillors*, Thos. Fisher, *Reeve*; Froome Talford, John Galloway, James Featherstone, James Baby, *Clerk*, Thomas Simpson, Moore, P. O.; *Superintendent of Schools*, Rev. George Salter.

PLYMPTON: *Councillors*, G. Hyde, *Reeve*; James Dunlop, Simpson Shepherd, Peter McGregor, William Waddell, *Clerk*, Alex. Scott, Errol, P. O. *Superintendent of Schools*, Rev. John Armour.

SARNIA: *Councillors*, George Stevenson, *Reeve*; Robert Sym, James Robertson, J. B. Swarts, J. Porter, *Clerk*, Thomas Moodie, Sarnia, P. O.; *Superintendent of Schools*, Rev. John Armour.

SOMBRA: *Councillors*, L. H. Johnson, *Reeve*; A. P. Toumlin, Wm. Fletcher, P. W. Merritt, Hector Brown, *Clerk*, Joseph Taylor, Wallaceburgh, P. O.

WARWICK: *Councillors*, Robert Campbell, *Reeve*; Charles R. Nixon, Robert A. Hill, George Harrower, Wm. McAlpin, *Clerk*, C. R. Nixon, Warwick, P. O. *Superintendent of Schools*, Rev. John Armour.

## DIVISION COURTS.

Judge of the united Counties of Essex, Kent and Lambton—His Honour Alexander Chewett, Sandwich.

1st DIVISION—Sandwich, Maidstone, Rochester, and West Tilbury. *Courts* held at Sandwich once in two months. *Clerk*, Joseph Mercer, Sandwich, P. O.

2nd DIVISION—Anderdon, Malden, and Colchester. *Courts* held at Amherstburgh once in two months. *Clerk*, Allinson Botsford, Amherstburgh, P. O.

3rd DIVISION—Gosfield, Mersea and Romney. *Courts* held at Mersea once in two months. *Clerk*, James King, Gosfield, P. O.

4th DIVISION—Chatham from the 1st to the 6th

Concession, inclusive; Dover East, from 1st to 12th Concession, inclusive, and Dover West, Tilbury East Raleigh and Harwich.\* *Courts* held at Chatham once in two months. *Clerk*, Duncan McGregor Raleigh, P. O.

5th DIVISION—Sombra from 1st to 6th Con. inclusive; Dover East from 13th Con. inclusive; Chatham from 7th Con. inclusive, and Dawn, Zone, Camden and Brooke. *Courts* held at Dawn Mills once

\* Vide Division 7.

in two months. *Clerk*, David Wallace, Dawn Mills, P. O.

**6th Division**—Bosanquet, Plympton, Enniskillen, Sarnia, Moore, Warwick, and Sombra from the 7th Con. inclusive. *Courts* held at Sarnia once in two months. *Clerk*, Thomas Forsyth, Port Sarnia.

**7th Division**—Howard and Orford, and the South-Eastern part of Harwich, commencing at the

line between Lots 9 and 10, on the Howard and Harwich Town Line, then along the Concession Line between 8 and 9 east of the Communication Road, and then along the line between 15 and 16, West of the Communication Road, to the Town Line between Harwich and Raleigh. *Courts* held at Morpeth once in two months. *Clerk*, George Duck, senr., Morpeth, P. O.

### III. FRONTENAC, LENNOX AND ADDINGTON.

#### UNITED COUNTIES. COUNTY TOWN, KINGSTON CITY.

M. P. P. for Frontenac, Henry Smith, Jr., Kingston; M. P. P. for Lennox and Addington, Benjamin Seymour; M. P. P. for Kingston, Hon. John A. Macdonald, Kingston; *Registrar* for Frontenac, Charles Stuart, Kingston; *Registrar* for Lennox and Addington, Isaac Fraser, Mill Creek, Ernestown.

#### COUNTY COUNCIL.

*Warden*—David Roblin, Napanee, P. O.; *Treasurer*—William Ferguson, Kingston, P. O.; *Clerk*—George H. Detlor, Kingston, P. O.

*Townships Frontenac. Reeves, Frontenac.*  
 Barrie . . . . . (uninhabited.)  
 Bedford, Olden and Oso . . . . . Richard Luchins.  
 Clarendon . . . . . (uninhabited.)  
 Kennebec . . . . . (uninhabited.)  
 Kingston . . . . . John Flanigan; John Ashley, *Deputy Reeve*.  
 Loughborough . . . . . Sylvester Holden.  
 Palmerston . . . . . (uninhabited.)  
 Pittsburgh, (with Howe Island) . . . . . John B. Marks.  
 Portland and Hinchinbrooke . . . . . Mathias Clowe.  
 Storrington . . . . . Henry Van Luven,  
 Wolfe Island . . . . . Angus Cameron.

*Townships, Lennox. Reeves, Lennox.*  
 Adolphustown . . . . . Joseph B. Allison.  
 Fredericksburgh . . . . . Edwin Mallory.  
 Richmond . . . . . David Roblin; Gilbert S. Clapp, *Deputy Reeve*.  
*Townships, Addington. Reeves, Addington.*  
 Amherst Island . . . . . John Boyes.  
 Anglesea . . . . . (uninhabited.)  
 Camden East . . . . . Cephas H. Miller; William Whalen, *Deputy Reeve*.  
 Ernestown . . . . . Robert Aylesworth; Sidney Warner, *Deputy Reeve*.  
 Kaladar . . . . . (uninhabited.)  
 Sheffield . . . . . Neil Stewart.

#### KINGSTON CITY.

*Mayor*, John Counter; *Chamberlain*, William Anglin; *Clerk*, M. Flanagan; *High Bailiff*, Robert Chanhouse; *Chief Constable*, John Robb; *Surveyor*, Francis Weyms; *Assessors*, John Waudby, Patrick Lindsay and George Webster; *Superintendent of Schools*, R. S. Henderson.

**SYDENHAM WARD**: *Alderman*, Archibald John Mc-Donell; *Councillors*, Samuel Smyth, and Robert Waddingham.—**ONTARIO WARD**: *Alderman*, James O. Reilly; *Councillors*, Robert Anglen, and James Linton.—**ST. LAWRENCE WARD**: *Alderman*, John

Counter, *Mayor*: *Councillors*, John Shaw, and John Wiley.—**CATARAQUI WARD**: *Alderman*, Michael McUnife; *Councillors*, Henry Blaiff, and Thoinas Otis Butler.—**FRONTENAC WARD**: *Alderman*, John Flanigan; *Councillors*, George Davidson, and Charles Johnston.—**RIDEAU WARD**: *Alderman*, John Jenkius; *Councillors*, William Breden, and Patrick Connor Murdoch.—**VICTORIA WARD**: *Alderman*, Alexander Campbell; *Councillors*, Joseph Milner, and Samuel Rowlands.

#### TOWNSHIP MUNICIPALITIES.

**BEDFORD, OLDEN AND OSO**: *Councillors*, Richard Luchins, *Reeve*; Joseph Taggart, William Judge, James Babcock, and Peter Carey. *Clerk*, James Kehoe, West Port, P. O.; *Treasurer*, Thomas Holderness, West Port, P. O.; *Superintendent of Schools*, Patrick Maloney, West Port, P. O.

**KINGSTON**: *Councillors*, John Flanigan, *Reeve*; John Ashley, *Deputy Reeve*; Thoinas Burrows, William Patterson, and Thomas Fraser. *Clerk*, Charles Cummings, Kingston, P. O.; *Treasurer*, Horace Yeomas, M. D., Kingston, P. O.; *Superintendent of Schools*, D. P. Yeomas, M. D., Mill Creek, P. O. *Wards*.—1st. All that part of the Township lying South of the Bath Road, from the City limits to the Western limits of the Township. 2nd. All South of the Napanee Macadamized Road, and lying North of the Bath Road, from the City limits to the Western limits of the Township. 3rd. All that part of the Township commencing at Albert McMichael's Rough-cast House in Waterloo, running along the Westside of the Sydenham Road to Harper's Corners; thence along the South side of the Portland Road to the termination of the Township, including all lying North of the Napanee Macadamized Road. 4th. All that part of the Township lying West of the Forty Foot Road, leading past Mr. Mowat and Robert Beith's Farms, to the Northern limits of the Township, lying North-east of the last mentioned Forty Foot Road.

**LOUGHBOROUGH**: *Councillors*, Sylvester Holden, *Reeve*; J. Nichols, Michael Keely, Charles Joiner, L.

Pixley, *Clerk*, John Walsh, Loughboro' P. O.; *Treasurer*, Nicholas Ames, Loughboro' P. O.; *Superintendent of Schools*, Asa Phillips, Loughboro' P. O. *Wards*. 1st. Commencing at the South west angle of the Township; thence East to the limits between Lots Numbers four and five; thence North to the rear of the fourth Concession; thence West to the Portland line. 2nd. Commencing at the South-west angle of Lot number one, in the fifth Concession; thence east to the limits between Lots Numbers four and five; thence North to Sloop's Lake, and the whole of the sixth, seventh and eighth Concessions, West of Eel Lake, including the Village of Sydenham. 3rd. Commencing at the South west angle of Lot Number five in the first Concession; thence East to Loughboro' Lake: then following the margin of the Lake to the rear of the third Concession; thence west to the limits between Lots Numbers four and five. 4th. Commencing at the South-west angle of Lot Number five, in the fourth Concession; thence East to Loughboro' Lake; then following the margin of the Lake to the rear of the sixth Concession; thence West to the limits between Lots Numbers fourteen and fifteen; thence South to the front of the said sixth Concession; thence West to Sloop's Lake. 5th. Lots Numbers thirteen and fourteen in the sixth Concession and the seventh, eighth and ninth Concessions East of Eel Lake.

**PITTSBURGH WITH HOWE ISLAND**: *Councillors*, John B. Marks, *Reeve*; James Birmingham, John McLean, William Starks, John McNiece. *Clerk*, Robert Breeze, Kingston, P. O.; *Treasurer*, William Ferguson, Kingston, P. O.; *Superintendent of Schools*, Rev. Henry Brent, Kingston, P. O.

**PORTLAND AND HINCHINBROOKE,** *Councillors*, Matthias Clowe, *Reeve*; Samuel Jackson, Jos. Watson, James Spike, Wm. Smith. *Clerk*, Aaron Spike, Spike's Corners, P. O.; *Treasurer*, John Herchmer, Spike's Corner; *Superintendent of Schools*, James J. McDonald, Spike's Corners. *Wards*.—1st. Lots one to eight, inclusive, in the first, second and third Concessions of Portland. 2nd. Lots Numbers one to eight inclusive in the fourth fifth and sixth Concessions of Portland. 3rd. Lots Numbers one to eight inclusive, from the seventh Concession, to the rear of the Township of Portland. 4th. All that part of the Township of Portland lying West of Lot number eight, from the front of the sixth Concession to the rear of the Township; as also the whole of the Township of Hinchinbrooke. 5th. All that part of the Township of Portland lying West of Lot Number eight, in the first, second, third, fourth and fifth Concessions.

**STORRINGTON,** *Councillors*, Henry Van Luven, *Reeve*; John Spring, Christopher Langwith, John McGrath, Alexander Campbell. *Clerk*, Hugh Spring, Storrington, P. O.; *Treasurer*, John Waldron; *Superintendent of Schools*, Bernard Canady. *Wards*.—1st. Commencing at the South-west corner of the Township, forming part of Kingston, including the first Concession, formerly Loughboro' between Loughboro' Lake and Collin's Lake. 2nd. All the second, third, fourth and fifth Concessions, between Loughboro' Lake and Collin's Lake, Mud Lake and Round Lake. 3rd. All that part of the Township lying South-east of Collin's Lake, formerly first Concession, Loughboro', and seventh Concession, Kingston; all North of the Rideau Canal, formerly of the fifth and sixth Concessions of Pittsburgh. 4th. All lying East of Collin's and Mud Lakes, formerly of the second and third Concessions of Loughboro': the seventh and eighth Concessions, formerly Pittsburgh, lying north of the Rideau Canal. 5th. All the remaining parts of the Township, comprising formerly Pittsburgh, North of the eighth Concession.

**WOLFE ISLAND,** *Councillors*, Angus Cameron, *Reeve*; — Hawkins, J. Grant, Randal MacDonald, S. McCracken. *Clerk*, — Baker, Wolfe Island, P. O.; *Treasurer*, John Dawson; *Superintendent of Schools*, R. S. Henderson, Kingston, P. O.

**ADOLPHUSTOWN,** *Councillors*, Joseph B. Allison, *Reeve*; Peter V. Dorland, Archibald Campbell, jr., John P. Dorland, Simeon Trumper. *Clerk*, Richard Holden every two months.

**2nd Division**—Ernestown and Amherst Island, *Court* held at Bath, every two months. *Clerk*, James Donnelly, Bath, P. O.

**3rd Division**—Fredericksburgh, original and additional, (except the Sixth and Seventh Concessions), and Adolphustown. *Court* at Charter's Inn every two months. *Clerk*, Richard Ham, Fredericksburgh, P. O.

**4th Division**—The Sixth and Seventh Concessions of Fredericksburgh (original and additional); and all of Richmond. *Court* at Napanee, every two months. *Clerk*, A. B. McCoy, Napanee, P. O.

Daverne, Adolphustown, P. O.; *Treasurer*, John Outwater; *Superintendent of Schools*, John J. Watson. **FREDERICKSBURGH,** *Councillors*, Edwin Mallory, *Reeve*; Allen Clapp, Donovan Sills, Richard Ham, John Chamberlain. *Clerk*, Daniel Sills, Fredericksburgh, P. O.; *Treasurer*, Solomon Wright; *Superintendent of Schools*, Matthew German.

**RICHMOND,** *Councillors*, David Roblin, *Reeve*; Gilbert S. Clapp, *Deputy Reeve*; James Wilson, D. Macpherson, R. Martin. *Clerk and Treasurer*, William V. Detlor, Napanee, P. O.; *Superintendent of Schools*, Robert Burleigh, Amherst Island, P. O.

**AMHERST ISLAND,** *Councillors*, John Boyes, *Reeve*; D. Preston, Samuel Glenn, William Treleven, George Howard. *Clerk and Treasurer and Superintendent of Schools*, Robert Burleigh, Amherst Island, P. O.

**CAMDEN EAST:** *Councillors*, Cephas H. Miller, *Reeve*; William Whalen, *Deputy Reeve*; Robert Thompson, M. Williams, George Miller. *Clerk*, Jesse Shibley, Newburgh, P. O.; *Superintendent of Schools*, J. N. Lapum, Whalen's Corners, P. O.

**ERNEST TOWN:** *Councillors*, Robert Aylesworth, *Reeve*; Sidney Warner, *Deputy Reeve*; Ezra D. Priest, John Asselstine, Philip D. Booth. *Clerk*, Michael Asselstine, Bath, P. O.; *Treasurer*, Parker Timmerman; *Superintendent of Schools*, D. P. Yeomans, M. D., Mill Creek, P. O.

**SHEFFIELD:** *Councillors*, Neil Stewart, *Reeve*; Calvin Wheeler; — Mellon, — Kirke, Alexander Cumming. *Clerk*, — Laird, Tamworth, P. O.; *Treasurer*, Robert Hazzard; *Superintendent of Schools*, Revd. Christopher Thompson. *Wards*.—1st. Lots Numbers one, two and three, in the first Concession, and all of the second, third, fourth and fifth Concessions, which lie South of White and Beaver Lakes. 2nd. All that part of the sixth and seventh Concessions, lying South of Beaver Lake; Lots Numbers one to four, in the eighth Concession; Lots Numbers one to three, in the ninth Concession; Lots Numbers one to four, in the tenth Concession; and eleventh and twelfth Concessions. 3rd. All that part of the Township lying East of the Salmon River, and not included in Ward Number two. 4th. All that part of the Township lying North of White and Beaver Lakes, and West of Salmon River, to the limits between Lots Numbers eleven and twelve, inclusive. 5th. All the remainder of the Township not described in the before mentioned Wards.

## DIVISION COURTS.

Judge of the United Counties of Frontenac, Lennox and Addington, His Honour S. F. Kirkpatrick, Kingston.

**1st Division**—The City of Kingston, the first Concession of the Township of Kingston, with the Eastern addition of do.; Pittsburgh, (with Howe Island) and Wolfe Island. *Court House* Kingston. *Clerk*, Alexander Pringe, Kingston, P. O. *Courts* held every two months.

**2nd Division**—Ernestown and Amherst Island, *Court* held at Bath, every two months. *Clerk*, James Donnelly, Bath, P. O.

**3rd Division**—Fredericksburgh, original and additional, (except the Sixth and Seventh Concessions), and Adolphustown. *Court* at Charter's Inn every two months. *Clerk*, Richard Ham, Fredericksburgh, P. O.

**4th Division**—The Sixth and Seventh Concessions of Fredericksburgh (original and additional); and all of Richmond. *Court* at Napanee, every two months. *Clerk*, A. B. McCoy, Napanee, P. O.

**5th Division**—Camden, (excepting the ninth Concession, and part of the eighth Concession, north of Salmon River.) *Court* Clark's Mills, every two months. *Clerk*, Wm. H. Clarke, Clark's Mills, P. O.

**6th Division**—Portland, Loughboro', Storrington, Bedford, and Hinchinbrooke. *Courts* at Sydenham every two months. *Clerk*, George Rutledge, Sydenham, P. O.

**7th Division**—The second, third, fourth, fifth, sixth, and seventh Concessions, Kingston, and the western addition of Kingston. *Courts* at Waterloo, Township of Kingston every two months. *Clerk*, John Dunlop, Kingston, P. O.

**8th Division**—Sheffield with the whole of the ninth, and that part of the eighth Concession of Camden, north of Salmon River. *Courts* every three months at Tamworth. *Clerk*, James Wheeler, Tamworth, P. O.

## IV. HASTINGS.

### COUNTY TOWN, BELLEVILLE.

M. P. P. for Hastings, Billa Flint, Belleville; *Registrar* for Hastings, George Benjamin, Belleville.

### COUNTY COUNCIL.

**Warden**, Edward Fidlar, Rawdon Mills, P. O.; *Treasurer*, Nelson G. Reynolds, Belleville; *Clerk*, William FitzGibbon, Belleville.

Townships.	Reeves.	Townships.	Reeves.
Belleville (Town) . . . . .	Rufus Holden; Saml. Stevens, Deputy Reeve.	Huntingdon . . . . .	Anthony Danike.
Grimsthorpe . . . . . (uninhabited.)		Lake . . . . .	(uninhabited.)
Hungerford . . . . .	George Benjamin.	Madoc and Elzevir . . . . .	John R. Ketcheson.
		Marmora . . . . .	Laughlin Hughes.

## HASTINGS.

Townships.	Reeves.	Townships.	Reeves.
Rawdon . . . . .	Edward Fidlar.	Tudor . . . . .	(uninhabited.)
Sidney . . . . .	Gideon Turn ; Caleb Gilbert, Deputy Reeve,	Tyendenaga . . . . .	Wallington Frizzle ; Alex. McLaren, Deputy Reeve.
Thurlow . . . . .	Wm. Sills ; Wm. C. Shorey, Deputy Reeve.		

## TOWN OF BELLEVILLE.

<i>Councillors</i> , Benjamin F. Davy, <i>Mayor</i> ; Rufus Holden, <i>Reeve</i> ; Samuel Stevens, <i>Deputy Reeve</i> ; Robert F. Coleman, Burleigh Hunt, John Donoghue, John Coulter, James Keith, Edward P. Boscley, Francis	McAnnany, Charles Benson, Jacob Bonter, <i>Clerk</i> , Samuel M. Washburn. <i>Superintendent of Schools</i> , Rev. W. Gregg.
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## TOWNSHIP MUNICIPALITIES.

<b>HUNGERFORD</b> : <i>Councillors</i> , George Benjamin, <i>Reeve</i> ; George John, John Johnston, Dr. Allen, Hugh O'Donnell. <i>Clerk</i> , Benjamin Reed, Hungerford Mills, P. O. <i>Superintendent of Schools</i> , George Benjamin. <i>Wards</i> . —1st. From Lot number One to Lot number Fifteen inclusive, in the First, Second, Third and Fourth Concessions. 2nd. From Lot number One to Lot number Fifteen inclusive, in the Fifth, Sixth, Seventh, Eighth and Ninth Concessions. 3rd. From Lot number One to Lot number Fifteen inclusive, in the Tenth, Eleventh, Twelfth, Thirteenth and Fourteenth Concessions. 4th. From Lot number Sixteen inclusive, to the Town Line on the East in the First, Second, Third, Fourth, Fifth and Sixth Concessions. 5th. From Lot number Sixteen inclusive, to the Town Line on the East, in the Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth and Fourteenth Concessions.	<b>RAWDON</b> : <i>Councillors</i> , Edward Fidlar, <i>Reeve</i> ; Robt. Parker, John Johnston, Robert Ferguson, Emanuel Maybee. <i>Clerk</i> , William H. Kelso, Rawdon Mills P. O. <i>Superintendent of Schools</i> , Philip Brown.
<b>SIDNEY</b> : <i>Councillors</i> , Gideon Turn, <i>Reeve</i> ; Caleb Gilbert, <i>Deputy Reeve</i> ; Joseph N. Lockwood, John Gilbert, Robert Burd. <i>Clerk</i> , Gilbert Bleeker, Sidney, P. O. <i>Superintendent of Schools</i> , Wm. Hutton.	<b>SIDNEY</b> : <i>Councillors</i> , Gideon Turn, <i>Reeve</i> ; Caleb Gilbert, <i>Deputy Reeve</i> ; Joseph N. Lockwood, John Gilbert, Robert Burd. <i>Clerk</i> , Gilbert Bleeker, Sidney, P. O. <i>Superintendent of Schools</i> , Wm. Hutton.
<b>THURLOW</b> : <i>Councillors</i> , William Sills, <i>Reeve</i> ; Wm. C. Shorey, <i>Deputy Reeve</i> ; Archibald Ross, David Clapp, Daniel Fairman. <i>Clerk</i> and <i>Superintendent of Schools</i> , Isaacs Denike, Thurlow, P. O.	<b>THURLOW</b> : <i>Councillors</i> , William Sills, <i>Reeve</i> ; Wm. C. Shorey, <i>Deputy Reeve</i> ; Archibald Ross, David Clapp, Daniel Fairman. <i>Clerk</i> and <i>Superintendent of Schools</i> , Isaacs Denike, Thurlow, P. O.

<b>HUNTINGDON</b> : <i>Councillors</i> , Anthony Denike, <i>Reeve</i> ; George Graham, Henry Ostrom, — Fletcher. <i>Clerk</i> , Samuel Baker, Huntingdon East, P. O. <i>Superintendent of Schools</i> , Thomas Nash.	<b>TYENDENAGA</b> : <i>Councillors</i> , Wallington Frizzell, <i>Reeve</i> ; Alex. McLaren, <i>Deputy Reeve</i> ; Hugh Keys, Michael Nealon. <i>Clerk</i> , Thomas McKeany, Tyendenaga, P. O. <i>Superintendent of Schools</i> , R. McMichael.
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<b>MADOC AND ELZEVIR</b> : <i>Councillors</i> , John R. Ketcheson, <i>Reeve</i> ; Jephtha Bradshaw, Jas. O'Hara, Matthew Heribertson. <i>Clerk</i> , James McDonnell, Madoc Mills, P. O. <i>Superintendent of Schools</i> , Uriah Seymour.	<b>Wards</b> . —1st. All that part of the Township south of the Slush Road. 2nd. From Lot number One to Lot number Twenty, inclusive, in the First, Second, Third and Fourth Concessions. 3rd. From Lot number Twenty-one inclusive, to the Town Line on the East, in the First, second, Third and Fourth Concessions. 4th. From Lot number one to Lot number Twenty inclusive, in the Fifth, Sixth, Seventh and Eighth Concessions, together with the Gore in rear of the same Lots. 5th. From Lot number Twenty-one inclusive, to the Township Line on the East in the Fifth, Sixth, Seventh and Eighth Concessions with the Gore.
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## DIVISION COURTS.

Judge of the County of Hastings, His

<b>1st Division</b> —Thurlow, including Belleville. <i>Courts</i> held at Belleville, once in two months. <i>Clerk</i> , Archibald Ponton, Belleville, P. O.
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<b>2nd Division</b> —Sidney. <i>Courts</i> held at G. Bleeker's, Sidney, once in two months. <i>Clerk</i> , Henry Bleeker, Sidney.
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<b>3rd Division</b> —Rawdon and West half of Huntingdon. <i>Courts</i> held at Rawdon Mills, once in two months. <i>Clerk</i> , William Judd, Rawdon Mills, P. O.
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<b>4th Division</b> —Madoc and Elzevir. <i>Courts</i> held at Madoc Mills, once in two months. <i>Clerk</i> , Cyrus Riggs, Madoc Mills.
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## V. HURON, PERTH AND BRUCE.

<b>UNITED COUNTIES.</b> COUNTY TOWN, GODERICH.	
M. P. P. for Huron, Perth and Bruce, Hon. William Cayley, Toronto ; Registrar for Huron, Perth and Bruce, John Galt, Goderich.	

## COUNTY COUNCIL.

<i>Warden</i> —William Chalk, McKillop, P. O. ; <i>Treasurer</i> , George Brown, jr., Goderich, P. O. ; <i>Clerk</i> , Alfred W. Otter, Goderich, P. O.	<i>Townships, Huron.</i> <i>Reeves, Huron.</i>	<i>Reeves, Huron.</i>
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<i>Townships, Huron &amp; Bruce.</i> <i>Reeves, Huron &amp; Bruce.</i>	<i>Townships, Huron.</i> <i>Reeves, Huron.</i>	<i>Reeves, Huron.</i>
Ashfield, and Wawanosh, in Huron ; and all the Townships forming the County of Bruce ; viz : Huron, Kin-cardine, Arran, Brant, Bruce, Culross, Carrick, Elderslie, Greenock, Kin-loss and Saugeen. . . . . Thomas Johnson.	McKillip and Hullott. . . . . R. Hayes.	
Townships, Huron. . . . . Reeves, Huron.	Stanley . . . . . D. H. Ritchie.	
Biddulph. . . . . James Hodgins.	Tuckersmith . . . . . Wm. Chalk.	
Colborne. . . . . John Amand, jr.	Usborne and Stephen. . . . . James Scott.	
Goderich. . . . . John Holmes.	Howick, Morris, Turnberry and Grey. . . . .	
Goderich, Town. . . . . Wm. Wallace.	Townships, Perth. . . . . Reeves, Perth.	
Hay. . . . . Wm. Elder.	Blanshard. . . . . J. K. Clindinnin.	
McGillivray. . . . . William Fisher.	Downie. . . . . William Smith.	
	Easthope, North. . . . . T. W. Daly.	
	Easthope, South. . . . . A. Helmer.	
	Ellice, and Mornington. . . . . R. Henry.	
	Fullarton. . . . . James Hill.	
	Hibbert. . . . . R. Donkin.	
	Logan, Elma, and Wallace. John Hicks.	

## TOWN OF GODERICH.

The Councillors met on the 21st January, 1850, to elect a Mayor, but owing to the votes being equal, no Mayor was chosen; and at 12 o'clock at night the meeting separated, without an adjournment. The Councillors met again on the 9th March, and, (under protest of 4 Councillors against the legality of the proceedings,) elected,—Benjamin Parsons, *Mayor*; Geo. Brown, Jr., *Treasurer*; Thomas Kydd, *Clerk*; and William Wallace, *Reeve*.

ST. GEORGES' WARD: *Councillors*, Benjamin Parsons, James Watson, Daniel Henly. ST. ANDREW'S WARD: *Councillors*, W. B. Rich, Dixie Watson, Morgan Hamilton. ST. PATRICK'S WARD: *Councillors*, Martin McLennan, Horace Horton, James Bissett. ST. DAVID'S WARD: *Councillors*, William Wallace, James Gentles, C. Crabb. *Superintendent of Schools*, Rev. Charles Fletcher.

## TOWNSHIP MUNICIPALITIES.

ASHFIELD, WAWANOSH, HURON, KINCARDINE, and all the other Townships forming the County of Bruce: *Councillors*, Thomas Johnson, *Reeve*; John Hawkins, William Graham, Jeremiah Flynn, John King. *Clerk*, Michael Healey, Goderich, P. O.: *Superintendent of Schools*, Rev. Chas. Fletcher.

BIDDULPH: *Councillors*, James Hodgins, *Reeve*; George Carter, Thomas W. Stanley, John Courcy, T. Hodgins. *Clerk*, James Portt, McGillivray, P. O.; *Superintendent of Schools*, — Carter.

COLBORNE: *Councillors*, John Annand, Jr., *Reeve*; Benjamin Miller, Peter Fisher, John Morris, William Young. *Clerk*, David Lawson, Goderich, P. O.; *Superintendent of Schools*, Rev. Alex. McKid.

GODERICH: *Councillors*, John Holmes, *Reeve*; R. Acheson, Andrew Rutledge, John Stonehouse, John Longworth. *Clerk*, John Shaw, Goderich, P. O.; *Superintendent of Schools*, Rev. Charles Fletcher.

HAY: *Councillors*, Wm. Elder, *Reeve*; Robert Bell, James Wilkie, Castor Willis, Robert Doig. *Clerk*, Wm. Wilson, *Hay*, P. O.

MCGILLIVRAY: *Councillors*, Wm. Fisher, *Reeve*; Patrick Flannagan, James Barber, Lawrence Barry, Jas. Blair. *Clerk*, John Flannagan, McGillivray P. O.; *Superintendent of Schools*, James Hardy.

MCKILLOP AND HULLETT: *Councillors*, R. Hayes, *Reeve*; Dennis Downie, Thomas Gouenlock, J. Birmingham, August Van Egnondt. *Clerk*, R. Cana, McKillop, P. O.; *Superintendent of Schools*, Rev. Chas. Fletcher.

STANLEY: *Councillors*, D. H. Ritchie, *Reeve*; H. Cole, M. D., Geo. Bates, H. Haacke, — Turner. *Clerk*, Wm. Connor, Bayfield, P. O.; *Superintendent of Schools*, Rev. Charles Fletcher.

TUCKERSMITH: *Councillors*, Wm. Chalk, *Reeve*; C. L. Van Egnondt, John McIntosh, James Murray, Francis Fowler. *Clerk*, Wm. Muir, McKillop, P. O.; *Superintendent of Schools*, Rev. Charles Fletcher.

USBORNE AND STEPHEN: *Councillors*, James Scott,

*Reeve*; *Clerk*, T. Taylor, Hay, P. O.; *Superintendent of Schools*, James Scott.

BLANSHARD: *Councillors*, J. K. Clindininn, *Reeve*; Thomas B. Guest, W. P. Smith, Henry Willis, Thomas Shoebottom. *Clerk*, Thomas Ingersoll, St. Mary's P. O.; *Superintendent of Schools*, Rev. Thomas Williams.

DOWNIE: *Councillors*, William Smith, *Reeve*; A. Monteith, William Clyne, William Byes, William Hislop. *Clerk*, J. J. E. Linton, Stratford, P. O.: *Superintendent of Schools*, Alex. McGregor. *Wards*.—1st. That part of the Gore and Range of Lots one and two, from the first to the eighth Concessions. 2nd. Lots three to thirteen, from first to eighth Concession inclusive. 3rd. Lots fourteen to twenty-five, from first to eighth Concession inclusive. 4th. All that part of the Township lying east of the line between five and six and south of the eighth Concession. 5th. All that part of the Township lying west of the line between five and six and south of the eighth Concession.

NORTH EASTHOP: *Councillors*, T. W. Daly, *Reeve*; Alexander Hamilton, James Rankin, Peter McIntosh, James Patterson. *Clerk*, James Willson, Stratford, P. O.

SOUTH EASTHOP: *Councillors*, A. Helmer, *Reeve*. *Clerk*, A. Mitchell, Bell's Corner, P. O.

ELICE AND MORNINGTON: *Councillors*, R. Henry, *Reeve*; *Superintendent of Schools*, Alex. McGregor.

FULLARTON: *Councillors*, James Hill, *Reeve*; Robt. Roger, Robert Portens, George Laversage, John Robagast. *Clerk*, J. McIntyre, Mitchell, P. O.; *Superintendent of Schools*, Rev. Thomas Williams.

HIBBERT: *Councillors*, R. Donkin, *Reeve*. *Clerk*, Avery Stinson, Mitchell, P. O.

LOGAN, ELMA AND WALLACE: *Councillors*, John Hicks, *Reeve*; Robert Christie, Wm. Bull, Edward Prindle, Patrick Collins. *Clerk*, R. Cana, Mitchell P. O.; *Superintendent of Schools*, Rev. Chas. Fletcher.

## DIVISION COURTS.

Judge of the United Counties of Huron, Perth and Bruce, His Honour, A. Ackland, Goderich.

**1st. Division**—Ashfield, Wawanosh, Colborne, and Goderich, comprising all that portion of the Township of Goderich on the north side of the cut line from the Lake until the road intersects or meets with the Huron road; then by the road allowance running due north, till it meets the River Maitland and the lands to the north. *Clerk*, Thomas G. Morgan, Goderich, P. O. *Courts* at Goderich every two months. First Court for 1850, 2nd February.

**2nd Division**—McKillop, Logan, Hibbert, and that portion of Fullarton comprising the 1st 2nd 3rd 4th 5th and 6th Concessions inclusive, and lands to the north of McKillop and Logan. *Clerk*, Robert Cana, Mitchell, P. O.; *Courts* at Donkin's Tavern, Hibbert, every two months. First Court for 1850, 9th January.

**3rd Division**—Ellice, North Easthope, South Easthope, and that portion of Downie, comprising the 1st 2nd 3rd 4th 5th and 6th Concessions, and Gore of Downie, comprising ranges, B. C. D. E., and 2nd 3rd 4th 5th 6th 7th and 8th Concessions, and Town of Stratford. *Clerk*, George Willians, Stratford, P. O.; *Courts* at Stratford, every two months. First Court for 1850, 9th January.

**4th Division**—Hay, Stephen, McGillivray, Usborne, and that portion of Biddulph, comprising the 1st 2nd 3rd 4th 5th 6th and 7th, and 8th Concessions to the side line between the 8th and 9th Concessions. (The portion east of said side line belonging to the 6th Division Court. *Clerk*, George Carter, Biddulph, P. O.

*Courts* at Quick's Tavern, London Road, every two months. First Court for 1850, 16th January.

**5th Division**—That portion of the Township of Goderich on the south side of the cut line from the Lake until the road intersects or meets with the Huron Road; thence by the road allowance running due north till it meets the River Maitland, then the remainder of the Township from the River Maitland to the north, bounded by the Hullett road on the east, and the River Bayfield on the east and south, and the Townships of Tuckersmith, Stanley, and Hullett. *Clerk*, James Gordon, Tuckersmith, P. O.; *Courts* at Rattenbury's Clinton Arms, every two months. First Court for 1850, 15th January.

**6th Division**—Blanshard, Fullarton comprising the 7th Concession and the remainder of that Township Southward. Downie, comprising the 7th Concession and the remainder of that Township Southward. Gore of Downie, that portion included between a line running from the S. E. corner of the 8th Concession of the Township directly across Ranges C. D. E., and between A. and B. of the Gore to the East side of Range E; thence directly Eastward to the Zorra road, and thence along the Zorra road to the boundary of the Brock and Huron Districts, then terminating. And a line running likewise at the S. E. corner of the 8th Concession of Downie, and running along the boundary dividing Downie from the Gore of Downie, to the boundary between the same Gore, and the Gore of

Blanshard ; thence along the same boundary between the two Gores to the boundary of the Huron and Brock Districts ; and thence along the boundary to the spot at which the former line terminates.—And finally, that portion of Biddulph comprised between Blanshard, and a line running from its S. W. corner, across Biddulph,

between Concession 8 and 9 to the boundary line of the Huron and Huron Districts. *Clerk*, James Coleman. St. Mary's, P. O.; *Courts* at St. Mary's, every three months. First Wednesday in February ; Last Wednesday in May ; First Wednesday in September.

## VI. LANARK AND RENFREW.

### UNITED COUNTIES. COUNTY TOWN, PERTH.

M. P. P. for Lanark and Renfrew, Robert Bell, Carlton Place ; *Registrars* for Lanark, James Bell, Perth ; for Renfrew, James Morris, senr., MacNab.

#### COUNTY COUNCIL.

*Warden*—Robert Bell, M. P. P., Carlton Place ; *Treasurer*, Thomas M. Radenhurst, Perth ; *Clerk*, W. R. F. Berford, Perth.

#### Townships, Lanark.

Bathurst and South Sherbrooke. Josiah Ritchie.  
Beckwith. . . . . Robert Bell, M. P. P.  
Burgess, North. . . . . John Doran, Jr.  
Dalhousie, North Sherbrooke and Levant. . . . . John Kay.  
Drummond. . . . . Murdoch McDonnell  
Elmsley, North. . . . . James Shaw, senr.  
Lanark and Darling. . . . . Andrew Stevenson.

#### TOWNSHIP MUNICIPALITIES.

BATHURST AND SOUTH SHERBROOKE : *Councillors*, Josiah Ritchie, *Reeve* ; Joshua Adams, senr., James Nooneu, Richard Bennett, John Modderwell. *Clerk*, James Young, Perth, P. O.

BECKWITH : *Councillors*, Robert Bell, M. P. P. ' Reeve ; John McDiarmid, James Burrows, Peter McGregor, Robert Kennedy. *Clerk*, Ewen McEwen, Franktown P. O.

BURGESS : *Councillors*, John Doran, Junr., *Reeve* ; Michael Stanley, Peter Kennedy, John Allan, Alexander Cameron. *Clerk*, Francis H. Cossitt, Perth, P. O.

DALHOUSIE, NORTH SHERBROOKE AND LEVANT : *Councillors*, John Kay, *Reeve* ; William Purdon, Edward Kinroy, James Smith, Alexander McMichael. *Clerk*, Andrew McInnis, Perth, P. O.

DRUMMOND : *Councillors*, Murdoch McDonnell, Reeve ; Patrick Dowdall, *Deputy Reeve* ; Thomas McCaffery, Suttun Frizell, James Thompson. *Clerk*, Thomas Brooke, Perth, P. O.

ELMSLEY : *Councillors*, James Shaw, senr., *Reeve* ; James Taylor, Abel R. Ward, Alexander Fraser, Robinson Harper. *Clerk*, W. B. Carroll, Smith's Falls, P. O.

LANARK AND DARLING : *Councillors*, Andrew Stevenson, *Reeve* ; Robert Stead, J. W. Anderson, Robert Robertson, Alexander Stewart. *Clerk*, John R. Gemmill, Lanark, P. O.

#### DIVISION COURTS.

Judge of the United Counties of Lanark and

#### Townships, Lanark.

Montague. . . . . R. E. Mathieson.  
Ramsay. . . . . John Robertson.

*Townships, Renfrew.* *Reeves, Renfrew.*  
Admaston, Bromley and Blithfield. Elias Moore.  
Horton and Ross. . . . . John Burwell.  
MacNab and Bagot. . . . . James Morris, Jr.  
Pakenham. . . . . Wm. M'Adam.  
Westmeath, Pembroke and Stafford. Alexander Moffatt.

#### TOWNSHIP MUNICIPALITIES.

MONTAGUE : *Councillors*, R. E. Mathieson, *Reeve* ; R. A. Knapp, James Gilhully, William McDonnell, Rufus Andrews. *Clerk*, James Allan, Smith's Falls, P. O.

RAMSAY : *Councillors*, John Robertson, *Reeve* ; Gravel Tashack, Daniel Galbreath, — Wilson, William Houston. *Clerk*, David Campbell, Ramsay, P. O.

ADMASTON, BROMLEY AND BLITHFIELD : *Councillors*, Elias Moore, *Reeve* ; Robert Smith, Henry Fitzpatrick, John Bremner, James Dunn. *Clerk*, George Brown, Admaston, P. O.

HORTON AND ROSS : *Councillors*, John Burwell, *Reeve* ; I. L. McDougall, Edward Farrell, Roderick Ross, John McNab. *Clerk*, James Johnston, Castleford, P. O. ; *Superintendent of Schools*, E. Billings.

MCNAB AND BAGOT : *Councillors*, James Morris, junr., *Reeve* ; John Parris, John Fisher, Allan Stewart, William Storie. *Clerk*, — McNab, P. O. ; *Superintendent of Schools*, E. Billings.

PAKENHAM : *Councillors*, William McAdam, *Reeve* ; David Oglevie, Young Scott, James Dickson, Peter Russell. *Clerk*, James Cannery, Pakenham, P. O.

WESTMEATH, PEMBROKE AND STAFFORD : *Councillors*, Alexander Moffatt, *Reeve* ; James Rowan, Christopher Kelly, David Beach, William Brownlee. *Clerk*, John Robertson, Westmeath, P. O.

Renfrew, His Honour J. G. Malloch, Perth.

**1st Division**—Drummond, Bathurst, South Sherbrooke, Burgess, and all that part of Elmsley North of the Rideau River, within the District of Bathurst, and West of Lot 12, in each Concession. *Courts* held at Perth, 14th January ; 6th March ; 13th May ; 8th July ; 2nd September ; and 4th November, 1850. *Clerk*, Charles H. Sache, Perth, P. O.

**2nd Division**—Lanark, Dalhousie, Darling, Levant, and North Sherbrooke. *Courts* held at Lanark Village, 18th January ; 2nd March ; 15th May ; 10th July ; 4th September ; and 6th November, 1850. *Clerk*, John R. Gemmill, Lanark, P. O.

**3rd Division**—The 4th to the 12th Concessions, both inclusive, of the Township of Beckwith, and the Township of Ramsay. *Courts* held at Carlton Place, 21st January ; 11th March ; 21st May ; 15th July ; 10th September ; and 12th November, 1850. *Clerk*, — Pool, Carlton Place, P. O.

**4th Division**—That part of Elmsley, North of the Rideau River, from Lots 1 to 12, in each Concession, both inclusive ; the 1st, 2nd and 3rd Concessions of Beckwith ; and the Township of Montague. *Courts*, held at Smith's Falls, 16th January : 1st March ; 16th May ; 12th July ; 5th September ; and 8th November, 1850. *Clerk*, W. P. Louck's, Smith's Falls, P. O.

**5th Division**—Pakenham, and those parts of McNab, Bagot, and Blithfield, South of the River Madawaska. *Courts* held at Pakenham Village, 22nd January ; 12th March ; 22nd May ; 16th July ; 11th September ; and 13th November, 1850. *Clerk*, Daniel Hilliard, Pakenham, P. O.

**6th Division**—Horton, Ross, the first three Concessions of Admaston, and that part of McNab, North of the River Madawaska. *Courts* held at Renfrew, 23rd January ; 13th March ; and 17th July, 1850. *Clerk*, George Ross, Renfrew, P. O.

**7th Division**—Those parts of Bagot and Blithfield, North of the Madawaska River ; Admaston, except the three first Concessions ; Bromley, and the unsurveyed land South of the Snake River, in the District of Bathurst. *Courts* held at Bromley, at or near the third Chute of the Bouchire, 24th January ; 14th March ; and 18th July, 1850. *Clerk*, John Robertson, 3rd Chute Bouchire, P. O.

**8th Division**—Westmeath, Strafford, Pembroke, and all the unsurveyed lands, North of the Snake River, in the Bathurst District. *Courts* held at Campbelltown Village, in Pembroke, 25th January ; 15th March ; and 29th July, 1850. *Clerk*, Abel Beach, Westmeath, P. O.

## VII. LEEDS AND GRENVILLE.

### UNITED COUNTIES. COUNTY TOWN, BROCKVILLE.

M. P. P. for Leeds, William Buell Richards, Brockville. M. P. P. for Grenville, Read Burritt, Prescott. M. P. P. for Brockville, George Sherwood, Brockville. Registrar for Leeds, David Jones, Brockville. Registrar for Grenville, John Patton, Prescott.

#### COUNTY COUNCIL.

Warden, Ogle R. Gowan, Brockville. Treasurer, James L. Schofield, Brockville. Clerk, James Jessup, Brockville.

*Townships, Leeds.*  
 Bastard and South Burgess, Philo Hicok; Hiram S. Davison, *Deputy*.  
 Brockville (Town)..... John Read; Wm. Parkin, *Deputy*.  
 Crosby, North ..... William H. Fredenburg.  
 Crosby, South ..... Richard Preston.  
 Elizabethtown ..... Ogle R. Gowan; A. Chambers, *Deputy*.  
 Elmsley ..... Elisha Landon.  
 Escott ..... James Thomson.  
 Kitley ..... James Graham; Alexander Morrison, *Deputy*.  
 Leeds & Lansdown, *Front*, James Kirker; William Robinson, *Deputy*.

*Townships, Leeds.*  
 Leeds & Lansdown, *Rear*, Edward Green. Yonge..... Joshua Bates,  
*Townships, Grenville.*  
 Augusta ..... William Garvey; James Howard, *Deputy*.  
 Edwardsburgh ..... Allan Hunter; L. Adams, *Deputy*.  
 Gower, South ..... Nicholás J. Shaver.  
 Oxford ..... Henry Burritt; Robert Keruahah, *Deputy*.  
 Prescott (Town)..... Alexander Smith.  
 Wolford ..... John L. Read; Eleazer H. Whitmarsh, *Deputy*.

#### TOWN OF BROCKVILLE.

*Councillors*, Robert Peden, *Mayor*; John Read, *Reeve*; Wm. Parkin, *Deputy*; Ogle R. Gowan, John Crawford, Fordyce L. Lothrop, Allen Turner, Henry Walsh, Chas. Vanoman. *Clerk*, Worship B. McLean, Brockville, P. O. *Superintendent of Schools*, Rev. Thomas Haigh.

#### TOWN OF PRESCOTT.

*Councillors*, Bartholomew White, *Mayor*; Alexander Smith, *Reeve*; William Dunn, James Sweeny, Alexander McMillan, Joseph Cowan. *Clerk*, Roger McCarthy,

Prescott, P. O. *Superintendent of Schools*, Rev. Robt. Boyd.

#### TOWNSHIP MUNICIPALITIES.

**BASTARD AND BURGESS**: *Councillors*, Philo Hicok, *Reeve*; Hiram S. Davison, *Deputy Reeve*; Stephen Simmons, Thomas Rogers, and James Hart. *Clerk*, John Warren, Beverly, P. O. *Superintendent of Schools*, Mathew Connors. *Wards*.—1st. All that part of Burgess to the east of Lot Number Fifteen, including that Lot, and the first and second Concessions of Bastard, from Number One to Fifteen inclusive. 2nd. The Third, Fourth, Fifth, and Sixth Concessions of Bastard, from Lots Numbers One to Fifteen, both included. 3rd. The Seventh, Eighth, Ninth, and Tenth Concessions of Bastard, from Lots Number One to Number Fifteen, both included. 4th. All that part of Burgess, west of Lot Number Sixteen, including that Lot, and the First, Second, Third, Fourth, and Fifth Concessions of Bastard, from Lot Number Sixteen to South Crosby, including that Lot. 5th. The Sixth, Seventh, Eighth, Ninth, and Tenth Concessions of Bastard, from Lot Number Sixteen to South Crosby, including that Lot.

**NORTH CROSBY**: *Councillors*, William H. Fredenburg, *Reeve*; Benjamin Tett, Albert Taggart, John McGregor, and John Cameron. *Clerk*, Walter Whelan, West Port, P. O. *Superintendent of Schools*, Mathew Connors.

**SOUTH CROSBY**: *Councillors*, Rich. Preston, *Reeve*; Thomas Morris, William Leggett, Jesse Delong, and James Kennedy. *Clerk*, John Leggett, Newboro, P. O. *Superintendent of Schools*, Mathew Connors. *Wards*.—1st. Lots One, Two, Three, Four, Five, Six, Seven, and Eight, in the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, and Tenth Concessions. 2nd. Lots Nine, Ten, Eleven, Twelve, and Thirteen, in the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, and Tenth Concessions. 3rd. Lots Fourteen, Fifteen, Sixteen, and Seventeen, in the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, and Tenth Concessions. 4th. Lots Eighteen, Nineteen, Twenty, and Twenty-one, in the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, and Tenth Concessions; and also Lots Twenty-two, Twenty-three, Twenty-four, Twenty-five, Twenty-six, and Twenty-seven, from the Seventh Concession to the Tenth Concession, inclusive. 5th.

Lots Twenty-two, Twenty-three, Twenty-four, Twenty-five, Twenty-six, and Twenty-seven, in the First, Second, Third, Fourth, Fifth, and Sixth Concessions.

**ELIZABETHTOWN**: *Councillors*, Ogle R. Gowan, *Reeve*; James A. Chambers, *Deputy Reeve*; Thomas Bell, George Crawford, and William K. Glazier. *Clerk*, Jacob A. Brown, Brockville, P. O. *Superintendent of Schools*, Jacob A. Brown.

**ELMSLEY**: *Councillors*, Elisha Laudon, *Reeve*; Walter Armstrong, Hugh Floke, Joseph Falkner and Robert Wood. *Clerk*, Edward Chambers, Smith's Falls, P. O. *Superintendent of Schools*, Rev. William Aitken. *Wards*.—1st. From the Township Line between Wolford and Elmsley, to Lot Number Ten in the First and Second Concessions inclusive. 2nd. From the Town Line at Wolford to Lot Number Eight inclusive, in the Third, Fourth, and Fifth Concessions. 3rd. From Lot Number Eleven to Lot Number Twenty-three, in the First and Second Concessions, inclusive. 4th. From Lot Number Nine, in the Third, Fourth, and Fifth Concessions, to Lot Number Twenty-two, inclusive. 5th. From Lot Number Twenty-three, in the Third, Fourth, and Fifth Concessions, and from Lot Number Twenty-four, in the First and Second Concessions, to the Township Line at Burgess, inclusive.

**ESCOTT**: *Councillors*, James Thomson, *Reeve*; Jas. Brooker, John Neil, William Webster, and John Johnston. *Clerk*, Joseph L. Dousley, Escott, P. O. *Superintendent of Schools*, Thomas Vaunton.

**KITLEY**: *Councillors*, James Graham, *Reeve*; Alexander Morrison, *Deputy Reeve*; Robert Ferguson, James Edgar, and William Smith. *Clerk*, Joseph Goff, Kitley, P. O. *Superintendent of Schools*, Samuel Graham.

**FRONT OF LEEDS AND LANSDOWN**: *Councillors*, Jas. Kirker, *Reeve*; William Robinson, *Deputy Reeve*; James Turner, Ephraim Webster, and Hugh B. Cain. *Clerk*, Thomas Cheevers, Gananoque, P. O. *Superintendent of Schools*, Wm. S. Macdonald.

**REAR OF LEEDS AND LANSDOWN**: *Councillors*, Edward Green, *Reeve*; Thomas Sheffield, John Berry, George Murphy, and Seneca Washburn. *Clerk*, John Kendrick, Beverly, P. O. *Superintendent of Schools*, Henry Washburn.

**YONGE** : *Councillors*, Joshua Bates, *Reeve*; Harmonius Alguire, Joseph J. McIntosh, Nelson Shipman, and Ira Mallory. *Clerk*, John Purvis, Yonge Mills, P. O. *Superintendent of Schools*, Joshua Johnston. *Wards*.—1st. All that part of the Township in front of the Fourth Concession, from the Eastern Boundary to the Division Line between Lots Numbers Fifteen and Sixteen. 2nd. The remaining part of said Township, west of said Division Line, the front half of the Fourth Concession, from the Division Line between Fifteen and Sixteen. 3rd. The remaining part of the Fourth Concession, not included in the Second Ward, the whole of the Fifth and Sixth Concessions, and the front half of the Seventh Concession. 4th. The rear half of the Seventh Concession, from Lot Number Twelve, and all the Concessions in rear to the northern boundary of said Township. 5th. The rear half of the Seventh Concession, from the Eastern Boundary of said Township to the Division Line between Lots Numbers Twelve and Thirteen, and all the Concessions in rear to the Northern boundary of said Township.

**AUGUSTA** : *Councillors*, William Garvey, *Reeve*; James Howard, *Deputy Reeve*; Thos. Kelly, William Humphries, and Charles Lane. *Clerk*, Philemon Pencock, Maitland, P. O. *Superintendent of Schools*, James Clapperton.

**EDWARDSBURGH** : *Councillors*, Allan Hunter, *Reeve*; Levi Adams, *Deputy Reeve*; George Holmes, James Keeler, and John Adams. *Clerk*, John Mitchell, Spencerville, P. O. *Superintendent of Schools*, Rev. Jas. Geggie.

**SOUTH GOWER** : *Councillors*, Nicholas J. Shaver, *Reeve*; James McGee, Milo McCarger, David Shaik, and Benjamin Beach. *Clerk*, William Beach, South

Gower, P. O. *Superintendent of Schools*, Rev. Harvey McAlpin. *Wards*.—1st. Lots Numbers One, Two, Three, Four, Five, and Six, in the First, Second, and Third Concessions of said Township. 2nd. Numbers One, Two, Three, Four, Five, and Six, in the Fourth, Fifth, Sixth, Seventh, Eighth, and Ninth Concessions, and all in rear of said Concessions belonging to said Township in rear of said Lots. 3rd. Lots Seven, Eight, Nine, Ten, Eleven, and Twelve, in the First, Second, and Third Concessions of said Township. 4th. Lots Numbers Seven, Eight, Nine, Ten, Eleven, Twelve, and Thirteen, in the Fourth, Fifth, and Sixth Concessions, until it intersects the road leading to Kemptville at Dennes Conner's. 5th. All that part of the Township North of the Road leading from Dennes Conner's to Kemptville, and all that part of the Township west of the Nine Mile Road.

**OXFORD** : *Councillors*, Henry Burritt, *Reeve*; Robt. Kernahan, *Deputy Reeve*; William H. Bottom, Ambrose Clothier and Benjamin Tomkin. *Clerk*, Robt. Leslie, Kemptville, P. O. *Superintendent of Schools*, Rev. Harvey McAlpin.

**WOLFORD** : *Councillors*, John L. Read, *Reeve*; Eleazar H. Whitmarsh, *Deputy Reeve*; Samuel S. Easton, Philip Wickwire, and Robert Putnam. *Clerk*, Richey Waugh, Merrickville, P. O. *Superintendent of Schools*, Thomas Graff. *Wards*.—1st. Lots One to Six, both inclusive, in all the Concessions. 2nd. Lots Seven to Twelve, both inclusive, in all the Concessions. 3rd. Lots Thirteen to Eighteen, both inclusive, in all the Concessions. 4th. Lots Nineteen to Twenty-four, both inclusive, in all the Concessions. 5th. Lots Twenty-five to Thirty, both inclusive, in all the Concessions.

## DIVISION COURTS.

Judge of the United Counties of Leeds and Grenville, His Honour George Malloch, Brockville.

**1st Division**—The First, Second, Third, and Fourth Concessions, and Broken Front of Escott; the First, Second, Third, and Fourth Concessions, and Broken Front of Yonge; the First, Second, Third, Fourth, Fifth, Sixth, and Seventh Concessions, and Broken Front of Elizabethtown; the Eighth, Ninth, Tenth, and Eleventh Concessions of Elizabethtown, from the Western Town Line of Augusta, to the Western Side Line of Lots Numbers Eighteen in each of the said Concessions respectively; and that portion of the River Saint Lawrence and Islands therein, hereinafter more particularly described. *Courts* held at Brockville, 7th January, 20th March, 20th May, 19th July, 19th September, and 15th November, 1850. *Clerk*, William Hayes, Brockville, P. O.

**2nd Division**—The First, Second, Third, Fourth, Fifth, Sixth, Seventh, and Eighth Concessions, with the Broken Front of Augusta and Edwardsburgh, respectively; and that portion of the River Saint Lawrence and Islands therein, hereinafter more particularly described. *Courts* held at Prescott, 21st January, 11th March, 27th May, 8th July, 2nd September, and 4th November, 1850. *Clerk*, Thomas Freeland, Prescott, P. O.

**3rd Division**—The First, Second, Third, Fourth, and Fifth Concessions of Leeds and Grenville respectively; and that part of the River Saint Lawrence and Islands therein, hereinafter more particularly described. *Courts* held at Gananoque, 18th January, 1st March, 17th May, 22nd July, 16th September, and 1st November, 1850. *Clerk*, Joseph McKelvey, Gananoque, P. O.

**4th Division**—South Gower; the Ninth and Tenth Concessions of Edwardsburgh; that portion of Oxford bounded on the West by the side lines between lots numbers Ten and Eleven in each and every Concession, on the South, by the rear of Oxford, on the North by the Rideau River, and on the East by South Gower; and the Gore of Land between South Gower, Edwardsburgh, and Oxford. *Courts* held at Kemptville, 23rd January, 13th March, 29th May, 10th July 4th September, and 12th November, 1850. *Clerk*, Robt. Leslie, Kemptville, P. O.

**5th Division**—Wolford; that part of Oxford bounded on the East by the Side Lines between Lots

Numbers Ten and Eleven in each and every Concession, on the South by the Rear of Oxford, on the North by the Rideau River, and on the West by Wolford, the Ninth and Tenth Concessions of Augusta; and the Gore of Land between the Townships of Augusta and Oxford. *Courts* held at Merrickville, 21st January, 14th March, 30th May, 11th July, 5th September, and 11th November, 1850. *Clerk*, Terence H. Merrick, Merrickville, P. O.

**6th Division**—Bastard and Burgess, and those parts of Leeds and Lansdown on the North side of the Rear of the Fifth Concession in each respectively. *Courts* held at Beverly, 29th January, 16th March, 23rd May, 16th July, 10th September, and 5th November, 1850. *Clerk*, John Warren, Beverly, P. O.

**7th Division**—Elmsley and Kitley. *Courts* held at Kitley, 25th January, 15th March, 31st May, 12th June, 8th September, and 8th November, 1850. *Clerk*, Hiram McCrae, Kitley, P. O.

**8th Division**—North Crosby and South Crosby. *Courts* held at Newboro', 30th January, 18th March, 24th May, 17th July, 11th September, and 6th November, 1850. *Clerk*, James Buck Stevens, Newboro', P. O.

**9th Division**—That part of Escott on the North Side of the Rear of the Fourth Concession; that part of Yonge on the North Side of the Rear of the Fourth Concession; and that part of Elizabethtown bounded on the Front by the Rear of the Seventh Concession, on the West by Yonge, and on the North by Kitley; and on the East by the Western Side Line of Lots Numbers Eighteen in the Eighth, Ninth, Tenth, and Eleventh Concessions of Elizabethtown. *Courts* held at Farmersville, 22th January, 19th March, 22nd May, 15th July, 9th September, and 4th November, 1850. *Clerk*, William W. King, Farmersville, P. O.

The First, Second, and Third Divisions, shall respectively embrace and comprehend within these limits, those portions of the said River Saint Lawrence and the Islands therein, within the exterior Side Lines of which such portion of said River and Islands would lie and be, if such exterior Side Lines were produced in the direction to the utmost limits of the Province.

# VIII. LINCOLN, HALDIMAND AND WELAND.

## UNITED COUNTIES. COUNTY TOWN, NIAGARA.

M. P. P. for Lincoln, Hon. W. H. Merritt, St. Catharines. M. P. P. for Haldimand, David Thompson, Indiana. M. P. P. for Welland, Duncan McFarland, Port Robinson. M. P. P. for Niagara, Walter H. Dickson, Niagara. Registrar for Lincoln and Welland, John Powell, Niagara. Registrar for Haldimand, Agnew P. Farrell, Dunnville.

### COUNTY COUNCIL.

*Warden*, Bernard Foley, St. Catharines. *Treasurer*, Daniel McDougall, Niagara. *Clerk*, J. G. Stevenson, St. Catharines. *Auditors*, John Ross, and Joseph Kirby.

<i>Townships, Lincoln.</i>	<i>Reeves, Lincoln.</i>	<i>Townships, Haldimand.</i>	<i>Reeves, Haldimand.</i>
Caistor . . . . .	John D. Bradshaw.	Oneida . . . . .	Philip Murray.
Clinton . . . . .	Robert Henry.	Rainham . . . . .	Joseph Gee.
Gainsborough . . . . .	George Secord.	Seneca . . . . .	Richard Brown.
Grantham . . . . .	John Gilleland.	Walpole . . . . .	John Gowan.
Grimsby . . . . .	Abishai Morse.	<i>Townships, Welland.</i>	<i>Reeves, Welland.</i>
Louth . . . . .	William Adams.	Bertie . . . . .	Isaac S. Hawn.
Niagara . . . . .	Gilbert McMicken.	Chippawa, <i>Village</i> . . . . .	James Cummings.
Niagara, <i>Town</i> . . . . .	John Simpson, John Lawyer [Deputy.	Crowland . . . . .	Solomon Doan.
St. Catharines, <i>Town</i> . . . . .	Bernard Foley, Richard A. Clarke [Deputy.	Hunberstone . . . . .	William Steele.
<i>Townships, Haldimand.</i>	<i>Reeves, Haldimand.</i>	Pelham . . . . .	John Fraser, M. D.
Canborough . . . . .	Barton Farr.	Stamford . . . . .	Thomas C. Street.
Cayuga, North . . . . .	David Thompson.	Thorold . . . . .	John Radcliffe, Robert Hobson, [Deputy.
Cayuga, South . . . . .	Robert Cook.	<i>Village</i> . . . . .	William James.
Dunn . . . . .	A. P. Farrell.	Wainfleet . . . . .	John B. O'Reilly.
Moulton and Sherbrooke . . . . .	John Jarro, M. D.	Willoughby . . . . .	John Ussher.

### PROVISIONAL COUNTY COUNCILS.

The Reeves for Haldimand and Welland, respectively, have formed themselves into Provisional Councils, under the provisions of the Act 12 Vic. Cap. 78, known as the County Divisions Act. *Provisional Warden*, of Welland, John Fraser, M. D. *Provisional Clerk*, Dexter Deverardo, Fonthill, P. O. *Provisional Warden*, of Haldimand, John Jarro, M. D. *Provisional Clerk*, R. V. Griffith, Indiana, P. O.

### NIAGARA TOWN.

*Mayor*, Alexander Davidson. *Treasurer*, Thomas McCormick. *Clerk and Superintendent of Schools*, Isaac H. Johnson. *Chief Constable and Collector*, Beaver Bonner.

*ST. LAWRENCE WARD* : *Councillors*, Walter, Elliott, Thomas Daly, Michael McGuire. *ST. GEORGE'S WARD* : *Councillors*, John Simpson, *Reeve*; George

Boomer, James Harvey. *ST. DAVID'S WARD* : *Councillors*, James Blain, James Munro, John Davidson. *ST. PATRICK'S WARD* : *Councillors*, Alexander Davidson, *Mayor*; Gage Miller, Bernard Roddy. *ST. ANDREW'S WARD* : *Councillors*, John M. Lawder, *Deputy Reeve*; Andrew Heron, John Rogers.

### ST. CATHARINES, TOWN.

*Mayor and Reeve*, Bernard Foley. *Clerk*, Charles M. Arnold. *Councillors*, Calvin Phelps, John F. Mittleberger,

Richard A. Clarke, *Deputy Reeve*; John L. Ranney, William A. Chisholm, Henry Brownlee, Elias S. Adams, Patrick Marrin, B. Toley.

### CHIPPWA VILLAGE.

*Councillors*, James Cummings, *Reeve*; James Macklem, John Kirkpatrick, W. S. Burham, Peter Morse. *Treasurer*, William Nicholson. *Clerk*, J. A.

Wilkinson. *Assessors*, John Flett, William Patterson, J. W. Fell. *Collector*, Burnet Conklin. *Auditors*, John Ross, Gavin Nicholson.

### THOROLD VILLAGE.

*Councillors*, William James, *Reeve*; William Waud, Alexander Christie, John Boyle, William

B. Hendershot. *Clerk*, William Ramsay, Thorold, P. O.

### TOWNSHIP MUNICIPALITIES.

*CASTOR* : *Councillors*, John D. Bradshaw, *Reeve*; Michael Lymburner, William Hoover, Conrad Tee-ley, Isaac Corman. *Clerk*, James Tisdale, Welland Port, P. O.

*LOUTH* : *Councillors*, William Adams, *Reeve*; Jas. W. O. Clark, Barnabas Gregory, William Smith, D. Bradt. *Clerk*, John Roberts, Jordan, P. O.

*CLINTON* : *Councillors*, Robert Henry, *Reeve*; Rowley Kilborn, John J. Patterson, Joseph Linderberry, Robert Davis. *Clerk*, James S. Henry, Beauisville, P. O.

*NIAGARA* : *Councillors*, Gilbert McMicken, *Reeve*; Hamilton Goring, William Woodruff, John McFarland, —— Lambert. *Clerk*, Arthur Shaw, Niagara P. O.

*GAINSBOROUGH* : *Councillors*, George Secord, *Reeve*; John McCollum, Caspar Thomas, Gilbert Lane, James Swayze. *Clerk*, John Upper, Gainsborough, P. O.

*CANBOROUGH* : *Councillors*, Barton Farr, *Reeve*; Abraham McCollum, Adam Moote, Calvin S. Kelsey, Isaac Swayze. *Clerk*, William Coates, Dunnville, P. O.

*GRANTHAM* : *Councillors*, John Gilleland, *Reeve*; John Read, Robert Lawrie, John Ker Walter Dittrick, Clerk, Charles Rolls, St. Catharines, P. O.

*NORTH CAYUGA* : *Councillors*, David Thompson, *Reeve*; Duncan Campbell, John Welsh, John Cryster, William Decew. *Clerk*, Robert V. Griffith, Indiana, P. O.

*GRIMSBY* : *Councillors*, Abishai Morse, *Reeve*; James Oill, John B. Pettit, Cyrus Kilborn, George Adams. *Clerk*, Henry Smith, Smithville, P. O.

*SOUTH CAYUGA* : *Councillors*, Robert Cook, *Reeve*; John Fry, Abraham Shirk, Christopher Rittenhouse, P. O.

George Webster. *Clerk*, William Cook, Dunnville, P. O. *Superintendent of Schools*, Mark Richard Jukes.

DUNN : *Councillors*, A. P. Farrell, *Reeve*; W. B. Sheehan, Frederick Hyde, Henry Inlack, William Blott. *Clerk*, George Sheehan, Dunnville, P. O.

MOUTON AND SHERBROOKE : *Councillors*, John Jar-  
ron, *Reeve*; John Kirk, John Oldfield, John Bow-  
man, William B. Bullivant. *Clerk*, John Martin, Dun-  
ville, P. O.

ONEIDA : *Councillors*, Philip Murray, *Reeve*; John Donaldson, Robert Mahuffy, Daniel Hager, Thomas Siot. *Clerk*, James Carten, Seneca, P. O.

RAINHAM : *Councillors*, Joseph Gee, *Reeve*; Henry Yockham, John Yager, Lewis Augustine, Peter Cul-  
ver. *Clerk*, John B. Cooper, Walpole, P. O.

SENECA : *Councillors*, Richard Brown, *Reeve* : Robert Young, Jacob Young, Michael Harcourt, Paul Park. *Clerk*, Alfred Brown, York, P. O.

WALPOLE : *Councillors*, John Gowan, *Reeve*; Wil-  
liam Best, John Shirk, —— Bowman, Thomas Falls. *Clerk*, John Heasman, Jarvis, P. O.

BERTIE : *Councillors*, Isaac S. Hawn, *Reeve*; Rich-  
ard Graham, Lewis Palmer, Benjamin House, William Rowth. *Clerk*, George Hardison, Fort Erie, P. O.

CROWLAND : *Councillors*, Solomon Doan, *Reeve* ; Leonard Matthews, E. Doan, W. Vanalstine, J. Cur-  
rant. *Clerk*, David P. Brown.

HUMBERSTONE. *Councillors*, William Steele, *Reeve* ; Abraham Schooley, David Steele, Jun., Christian Shirk, Samuel Stoner. *Clerk*, John Thompson, Peters-  
burgh, P. O.

PELHAM : *Councillors*, John Frazer, *Reeve* ; Lewis Willson, John Scholfield, Frederick Schram, Jonas Steele. *Clerk*, D. Deverardo, Fonthill, P. O.

STAMFORD : *Councillors*: Thomas C. Street, *Reeve* ; John Lemon, William Lowell, J. McGarry, William McMicking. *Clerk*, Richard Henly, Drummondville, P. O.

THOROLD : *Councillors*, John Radcliffe, *Reeve* ; Robert Hobson, *Deputy Reeve* ; B. Tucker, George Jordan, M. Swayze. *Clerk*, H. W. Tims, Port Robinson, P. O.

WAINFLEET : *Councillors*, John B. O'Reilly, *Reeve* ; Leonard Misner, John Graybiel, Hiram Wilson, Jeremiah Forrester. *Clerk*, Edward Lee, Marshville, P. O.

WILLOUGHBY : *Councillors*, John Ussher, *Reeve* ; J. Wells, James Dell, John Dobbie, M. Deadenback. *Clerk*, Beauchamp Coicliough, Chippewa, P. O.

## DIVISION COURTS.

Judge of the united Counties of Lincoln, Haldimand and Welland, His Honour, E. C. Campbell, Niagara.

**1st Division**—Town and Township of Niagara. and all gores of land belonging thereto. *Courts* every two months, at Niagara. *Clerk*, William B. Winterbottom, Niagara.

**2nd Division**—Grantham and Louth, including all Towns and Villages therein. *Courts* at St. Catharines, every two months. *Clerk*, Thomas Burns, St. Catharines.

**3rd Division**—Clinton, Grimsby, Caistor and Gainsborough, and all gores of land belonging thereto, and all Towns and Villages therein. *Courts* at Smithville, every two months. *Clerk*, Abishai Morse, Smithville, P. O.

**4th Division**—Pelham, Thorold, and that part of Stamford not included in the fifth division, and all gores belonging to Thorold and Pelham, and the West end of Stamford Gore, from Lot 7 inclusive, and all Towns and Villages within the bounds of this Division. *Courts* at Allanburgh, every two months. *Clerk*, Peter Keefer, Thorold, P. O.

**5th Division**—Willoughby, Crowland, and that part of Stamford, being the range of Lots fronting upon

the Chippawa creek, from Lot number two hundreds and two to two hundred and twenty-four inclusive, including all the Creek in front thereof, and any Island or gores there may be—and also including the six first ranges of Lots facing upon the Niagara River, and West thereof, embracing the broken fronts and extending West, including three ranges of Lots or concessions West of the Railroad, and the front part of Stamford Gore, to Lot number six inclusive, and also embracing Navy Island. *Courts* at Chippawa, every two months. *Clerk*, William Hepburn, Chippawa, P. O.

**6th Division**—Bertie and Humberstone, and all gores of land belonging thereto, and all Towns and Villages therein. *Courts* at Wilson's Inn, Bertie, every two months. *Clerk*, James Stanton, Fort Erie, P. O.

**7th Division**—Wainfleet, Sherbrooke, Moulton, Canborough, Dunn and Cayuga, and all gores, or other pieces or tracts of land, within the former County of Haldimand, not annexed to other Districts, and all Towns and Villages within the said Townships, gores, pieces or tracts of land. *Courts* at Dunnville, every two months. *Clerk*, J. Armour, Dunnville, P.O.

## IX. MIDDLESEX.

### COUNTY TOWN, LONDON.

M P. P. for Middlesex, William Notman, Dundas; M. P. P. for London, John Wilson, London; *Registrar* for Middlesex, H. Burwell, London.

### COUNTY COUNCIL.

*Warden*—William Niles, London; *Treasurer*—J. S. Buchanan, London; *Clerk*—J. B. Strathy, London.

#### Townships. Reeves.

Adelaide. . . . .	Patrick Mee.
Aldborough. . . . .	John McBride.
Bayham. . . . .	S. Cook : L. Burwell, <i>Deputy</i> .
Carradoc. . . . .	Col. Dixon.
Delaware. . . . .	Richard Webb.
Dorchester. . . . .	Wm. Niles : J. Cline, <i>Deputy</i> .
Dunwich. . . . .	John Clark.
Ekfriid. . . . .	John McFarlane.
Lobo. . . . .	R. Adamson.
London. . . . .	F. Talbot : Wm. McMillan, [Deputy.]
London, (Town). . . . .	M. Anderson : B. Nash, <i>Deputy</i>

#### Townships. Reeves.

Malahide. . . . .	F. H. Wright : Dr. Dancy, [Deputy.]
Metcalfe. . . . .	R. W. Branen.
Mosa. . . . .	William Neal.
Southwold. . . . .	Levi Fowler : Colin Munro, [Deputy.]
Westminster. . . . .	Isaac Campbell : Rich'd. Frank,
Williams. . . . .	D. Fraser, [Deputy.]
Yarmouth. . . . .	Alexander Love : R. Johnson, [Deputy.]

### TOWN OF LONDON.

*Councillors*—S. Morrill, *Mayor*; M. Anderson, *Reeve*; B. Nash, *Deputy*; L. Lawrason, E. Adams, J. K. Labatt, P. Bennett, J. Daniells, J. Ashton, Wm.

Barker, H. C. R. Becher, J. Curling. *Clerk*, James Farley. *Superintendent of Schools*, John Wilson.

### TOWNSHIP MUNICIPALITIES.

*ADELAIDE* : *Councillors*, Patrick Mee, *Reeve*; John Hore, Thomas Cuddy, Adam Dell, Timothy Cook. *Clerk*, John A. Scoon, Adelaide, P. O. *Superintendent of Schools*, Robert Tooth.

## MIDDLESEX.

**ALDBOROUGH**: *Councillors*, John McBride, *Reeve*; Jos. McKinlay, James McBride, Singleton Gibb, Amos Thomas. *Clerk*, George Munro, Fingal, P. O.

**BAYHAM**: *Councillors*, Sylvester Cook, *Reeve*; L. Burwell, *Deputy*; Wm. B. Wrong, Ambrose Willson, St. John Skinner. *Clerk*, W. Hatch, Bayham, P. O. *Superintendent of Schools*, Simon Newcomb.

**CARRADOC**: *Councillors*, Col. Dixon, *Reeve*; John Parkin, — Cary. *Clerk*, James McKirdy, Amiens, P. O.

**DELAWARE**: *Councillors*, Richard Webb, *Reeve*; H. Rawlings, R. Kennedy, H. Kennedy, — Pack. *Clerk*, John Drake, Delaware, P. O.

**DORCHESTER**: *Councillors*, Wm. Niles, *Reeve*; Jacob Cline, *Deputy*; B. Crick, J. McArthur, H. W. Niles. *Clerk*, Orlow Maybee, Dorchester, P. O.

**DUNWICH**: *Councillors*, John Clark, *Reeve*; Archd. Patterson, Daniel McCallum, Thomas Coyne, Isaac Coyne. *Clerk*, Thomas McColl, Fingal, P. O.

**EKFRID**: *Councillors*, John McFarlane, *Reeve*; M. McAlpin, George J. Smith, D. Seaton, D. Lockwood. *Clerk*, Hector McFarlane, Ekfrid, P. O.

**LOBO**: *Councillors*, Robert Adamson, *Reeve*; George Challoner, A. McArthur, David Lynch, Thomas Caverhill. *Clerk*, L. G. Wood, Lobo, P. O.

**LONDON**: *Councillors*, F. Talbot, *Reeve*; William McMillan, *Deputy*; George Robson, F. Waldon, T. Harrison. *Clerk*, Wm. Taylor, Elginfield, P. O.

**MALAHIDE**: *Councillors*, F. H. Wright, *Reeve*; Dr. Dancy, *Deputy*; A. McEwen, P. Clayton, S. Griffin. *Clerk*, Reuben Crandell, Aylmer, P. O.

**METCALFE**: *Councillors*, R. W. Branen, *Reeve*; T. Moyle, G. Mortimer, Reuben Hill, Archibald Campbell. *Clerk*, Edward Gouldrick, Katesville, P. O.

**MOSA**: *Councillors*, William Neal, *Reeve*; Robert Thomson, William Weeks, N. Munro, P. King. *Clerk*, Adam Hatchie, Wardsville, P. O. *Superintendent of Schools*, Rev. John Gunne.

**SOUTHWOLD**: *Councillors*, Levi Fowler, *Reeve*; C. Munro, *Deputy*; George Robb, John Allworth, N. McColl. *Clerk*, D. Carpenter, Fingal, P. O.

**WESTMINSTER**: *Councillors*, Isaac Campbell, *Reeve*; Richard Frank, *Deputy*; Jos. Odell, James Rae, D. Rymel. *Clerk*, James Haldane, London, P. O.

**WILLIAMS**: *Councillors*, Donald Fraser, *Reeve*; G. Shipley, H. Fraser, James Bremner, John McLaughlin. *Clerk*, Colin McKenzie, Williams, P. O.

**YARMOUTH**: *Councillors*, Alexander Love, *Reeve*; R. Johnson, *Deputy*; D. Black, M. T. Moore, D. Parish. *Clerk*, J. Mackay, St. Thomas, P. O.

## DIVISION COURTS.

Judge of the County of Middlesex, The Honourable James E. Small, London.

**1st Division**—Town and Township of London; the Northern part of Westminister to the line between the fifth and sixth Concessions: the Northern division of Dorchester, and the North part of the Southern division of Dorchester to the line between the sixth and seventh Concessions. *Courts*, at London, 28th March, 29th April, 31st May, 27th June, 12th August, 3rd October, 15th November, and 30th December, 1850. *Clerk*, John C. Meredith, London.

**2nd Division**—Bayham and Malahide, and the Southern part of the Southern division of Dorchester, to the line between the sixth and seventh Concessions. *Courts*, at Aylmer, 16th April, Vienna, 11th June, Aylmer, 1st August, Vienna, 8th October, Aylmer, 3rd Dec., 1850. *Clerk*, Francis H. Wright, Aylmer.

**3rd Division**—Yarmouth and Southwold, and the South part of Westminister, to the line between the fifth and sixth Concessions. *Courts* at St. Thomas, 18th April, 13th June, 3rd August, 10th October, and 5th December, 1850. *Clerk*, Henry Warre, St. Thomas.

**4th Division**—Dunwich and that part of Ald-

borough lying to the South of the seventh Concession. *Courts* at Dunwich, 19th April, 17th July, and 12th Oct. 1850. *Clerk*, —, Dunwich.

**5th Division**—Ekfrid and Mosa, and the Northern part of Aldborough, from the River Thames to the seventh Concession inclusive. *Courts* at Wardsville, 22nd April, Snell's Inn, 19th July, Wardsville, 14th October, 1850. *Clerk*, A. Hatlie, Wardsville, Mosa.

**6th Division**—Delaware and that part of Lobo lying South of the seventh Concession, and that part of Carradoc lying South of the seventh Concession. *Courts* at Delaware, 24th April, 15th June, 10th August, 19th October, and 21st December, 1850. *Clerk*, W. F. Bulen, Lobo.

**7th Division**—Adelaide, Williams, and Metcalfe, and that portion of Carradoc lying North of the sixth Concession, and the Northern portion of Lobo, lying North of the sixth Concession. *Courts* at Stratroy, 25th April, 19th June, 9th August, 17th October, and 20th December, 1850. *Clerk*, James Keefer, Stratroy.

## X. NORFOLK.

## COUNTY TOWN, SIMCOE.

M. P. P. for Norfolk, Hon. Henry John Boulton, Toronto. Registrar for Norfolk, F. L. Walsh, Simcoe.

## COUNTY COUNCIL.

*Warden*, J. B. Crouse, Simcoe. *Treasurer*, Henry Groff, Simcoe. *Clerk*, S. J. Fuller, Simcoe.

Townships.	Reeves.	Townships.	Reeves.
Charlotteville.....	Simpson McCall	Walsingham.....	Titus Williams.
Houghton.....	Peter Caughell.	Windham.....	Lawrence H. Hunt.
Middleton.....	Roger Cryster.	Woodhouse.....	J. B. Crouse, J. W. Powell, Deputy.
Townsend.....	Thos. W. Clark, Oliver Blake, Deputy.		

## TOWNSHIP MUNICIPALITIES.

**CHARLOTTEVILLE**: *Councillors*, Simpson McCall, *Reeve*; Peter Young, Robert Howey, Peter Johnson, Patrick McMaster. *Clerk*, David S. Ross, Vittoria.

**HOUGHTON**: *Councillors*, Peter Caughell, *Reeve*; Moses W. White, George K. Philips, John Ellsworth, William Reed. *Clerk*, George Walker, Houghton.

**MIDDLETON**: *Councillors*, Roger Cryster, *Reeve*; Jacob Sohereen, Lot Tisdale, James Cowan, John Cowan. *Clerk*, Daniel Swayze, Middleton.

**TOWNSEND**: *Councillors*, Thomas W. Clarke, *Reeve*; Oliver Blake, *Deputy*; Joseph Johnson, Robert Lanning, Moses Austin. *Clerk*, Hiram Scovell, Waterford.

**WALSINGHAM**: *Councillors*, Titus Williams, *Reeve*; William Gillesby, Edward Foster, Alexander B. Hutchison, Jonathan Burtch. *Clerk*, Edward Dickens, Port Rowan. *Superintendent of Schools*, J. A. Backhouse.

**WINDHAM**: *Councillors*, Lawrence H. Hunt, *Reeve*; Jacob Langs, Mathew Lowrie, Daniel Mathews, Hiram Swayze. *Clerk*, Daniel W. Freeman, Simcoe.

**WOODHOUSE**: *Councillors*, J. B. Crouse, *Reeve*; J. W. Powell, *Deputy*; James Walker, John Decow, Levi L. Douglass. *Clerk*, D. Marr, jr. Simcoe. *Superintendent of Schools*, Rev. William Clarke.

## NORFOLK.

## DIVISION COURTS.

Judge of the County of Norfolk, His Honour, William Salmon, Simcoe.

**1st Division**—Woodhouse. *Courts* held at Simcoe, 1st March, 1st May, 9th July, 9th September, and 7th November, 1850. *Clerk*, William M. Wilson, Simcoe, P. O.

**2nd Division**—Townsend, and all that part of Walpole, to the line between the 10th and 11th Concessions. *Courts* held at Waterford, 2nd March, 2nd May, 11th July, 10th September, and 8th November, 1850. *Clerk*, Oliver Blake, Waterford, P. O.

**3rd Division**—Windham. *Courts* held at Colborne, 4th March, 3rd May, 12th July, 11th September, and 9th November, 1850. *Clerk*, D. Dodge, Simcoe, P. O.

**4th Division**—Middleton, and the northern portion of Houghton, from 9th Side Line. *Courts* held at Fredericksburgh, 5th March, 4th May, 13th July, 13th

September, and 11th November, 1850. *Clerk*, Thomas Jenkins, sen. Middleton, P. O.

**5th Division**—Charlotteville. *Courts* held at Vittoria, 6th March, 6th May, 16th July, 16th September, and 12th November, 1850. *Clerk*, William Hewitt, Vittoria, P. O.

**6th Division**—Walsingham, and the South part of Houghton, to and including the 9th Side Line. *Courts*, held at Port Rowan, 7th March, 7th May, 17th July, 17th September, and 13th November, 1850. *Clerk*, Andrew M'Lennan, Port Rowan, P. O.

**7th Division**—Rainham, and the ten first Concessions of Walpole. *Courts* held at Stoney Creek, 12th March, 10th May, 20th July, 20th September, and 15th November, 1850. *Clerk*, John T. Cooper, Walpole, P. O.

## XI. NORTHUMBERLAND AND DURHAM.

## UNITED COUNTIES. COUNTY TOWN, COBOURG.

M. P. P. for Northumberland, Adam H. Meyers, Trent. M. P. P. for Durham, James Smith, Port Hope. *Registrar* for Northumberland, Hon. G. S. Boulton, Cobourg. M. P. P. for Durham, James Smith, Port Hope. *Registrar* for Durham, George C. Ward, Port Hope.

## COUNTY COUNCIL.

Warden, Henry S. Reid, Darlington. <i>Treasurer</i> , Hon. Z. Burnham Cobourg. <i>Clerk</i> , Morgan Jellett, Cobourg.	Townships, Durham. <i>Reeves</i> , Durham.*
Townships, Northumberland. <i>Reeves</i> , Northumberland Cobourg, <i>Town</i> ..... T. Scott, A. Milne, Dep'y.	Cartwright..... James Caesar.
Cranaiea..... William Pollock, J. D. Banta, Deputy.	Cavan..... J. Thorne, T. Syer, Dep'y.
Haldimand and Alnwick..... James G. Rogers, J. R. Clark, Deputy.	Clarke..... Allan Wilmet, Andrew Lockhart, Deputy.
Hamilton..... A. B. Carpenter, John Creighton, Deputy.	Darlington..... Henry S. Reid, Michael Cryderman, Deputy.
Monaghan, South..... Joseph Graham.	Hope..... Samuel S. Powers, Alexander Morrow, Deputy.
Murray..... Joseph L. Peterson, Allan Way, Deputy.	Manvers..... William Hunter.
Percy..... William Humphries.	Port Hope, <i>Town</i> ..... Dr. William Smith.
Seymour..... Dr. Robert Denmark.	*The Reeves of the County of Durham have formed themselves into a Provisional Council.

## TOWN OF COBOURG.

Councillors, William Weller, <i>Mayor</i> ; Thomas Scott, <i>Reeve</i> ; Andrew Milne, <i>Deputy</i> ; Asa A. Burnham, James Canavan, Robert H. Throop, Francis	Burnett, John Helm, George Perry. <i>Clerk and Superintendent of Schools</i> , David Brodie, Cobourg.
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## TOWN OF PORT HOPE.

Councillors, John T. Williams, <i>Mayor</i> ; Dr. William M. Smith, <i>Reeve</i> ; William B. Butterfield, William Barrett, Jr. John Haton, William Mitchell, T. W. Metcalfe, John Lynn, Archibald Porter, <i>Clerk</i> , Francis Evatt, Port Hope. <i>Superintendent of Schools</i> , Reverend James Baird.	Schools, Reverend James Baird. <i>Treasurer</i> , Charles Hughes. <i>Assessors</i> , James Grant, James Clarke, and John Reid. <i>Collector</i> , Best Fair. <i>High Constable</i> , James North. <i>Inspector of Weights and Measures</i> , David Gillespie.
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## TOWNSHIP MUNICIPALITIES.

CRAMAHE: Councillors, William Pollock, <i>Reeve</i> ; J. D. Banta, <i>Deputy</i> ; J. W. Cryderman, J. M. Grover, Josiah H. Proctor. <i>Clerk</i> , J. P. Scott, Coburgo, P. O. <i>Superintendent of Schools</i> , Joshua Webster. <i>Wards</i> .—1st. From lot twenty-one to Town Line in first, second and third Concessions. 2nd. From lot one to twenty, inclusive, in first and second Concessions, and South half of third Concessions. 3rd. From lot one to twenty, inclusive, in north half of third Concession, and from one to twenty, inclusive, in fourth, fifth and sixth Concessions. 4th. From lot one to twenty, inclusive, in seventh, eighth, ninth, and tenth Concessions. 5th. From lot twenty-three to Town Line in fourth, fifth, sixth, seventh, eighth, ninth and tenth Concessions.	aghan, P. O. <i>Superintendent of Schools</i> , Francis Howe. <i>Wards</i> .—1st. From lot one to seven, inclusive in broken front and first Concession. 2nd. From lot one to seven, inclusive, in second and third Concessions. 3rd. From lot one to seven, inclusive, in fourth Concession, and from lot one to Otonabee River, in fifth and sixth Concessions. 4th. From lot eight to seventeen, inclusive, in Concessions two, three and four. 5th. From lot one to seven, inclusive, in broken front and first Concession.
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HALDIMAND AND ALNICK: Councillors, James G. Rogers, <i>Reeve</i> ; J. R. Clark, <i>Deputy</i> ; Charles Vernon, James Campbell, E. S. Barnum. <i>Clerk</i> , P. M. Grover. Haldimand, P. O. <i>Superintendent of Schools</i> , Rev. John W. Smith.	MURRAY: Councillors, Joseph S. Peterson, <i>Reeve</i> ; Allan Way, <i>Deputy</i> ; William Butler, Reuben Powell, John McPhail. <i>Clerk</i> , Dennis McCaulay, Trent Port, P. O. <i>Superintendent of Schools</i> , James L. Bigger. <i>Wards</i> .—1st. From lot one to seven, inclusive, in broken front, first, second, third and fourth Concessions. 2nd. From lot eight to twenty-one, inclusive, in broken front, and Concessions one, two, three, and four. 3rd. From lot twenty-two to Town Line in broken front, and Concessions one, two, three, and four, including Presque Isle Point. 4th. From lot one to eighteen, inclusive, in Concessions five, six, seven, eight, nine and ten. 5th. From lot nineteen to Cramahe Line, in Concessions five, six, seven, eight, nine and ten.
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HAMILTON: Councillors, A. B. Carpenter, <i>Reeve</i> ; John Creighton, <i>Deputy</i> ; Allan McIntosh, Joseph Phillips, John Wade. <i>Clerk</i> , George Stewart, Cold Springs, Goburgo. <i>Superintendent of Schools</i> , Rev. Thomas Snell.	PERCY: Councillors, William Humphries, <i>Reeve</i> ; Andrew Dorlin, Joseph Errington, Israel Humphries, Charles Goin. <i>Clerk</i> , John Douglas, Percy, P. O. <i>Superintendent of Schools</i> , George Hart.
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SOUTH MONAGHAN: Councillors, Joseph Graham, <i>Reeve</i> ; Robert Waddell, Thomas Perrin, W. Thompson, Robert Willin. <i>Clerk</i> , James Aikins. South Mon-
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SEYMORE : *Councillors*, Dr. Robert Denmark, *Reeve*; Henry Rowed, George Tunnah, John Mitchell, David Allan. *Clerk*, G. W. Ranney, Seymour, P. O. *Superintendent of Schools*, T. E. Tildesley. *Wards*.—1st. From Percy Line along the Concession between seven and eight, to River Trent. 2nd. From Percy Line to River Trent along Concession line between seventh and eighth Concessions, bounded by Crow River, Percy Line, and Belmont Line. 3rd. First, second and third Concessions, from Rawdon Line to River Trent. 4th. Fourth, fifth and sixth Concessions, from Rawdon Line to River Trent. 5th. Seventh, and all the remaining Concessions to Crow River and Rawdon Line.

CARTWRIGHT : *Councillors*, James Caesar, *Reeves*; John Bruce, Mathew Devit, John McLaughlan, William W. Gerow. *Clerk*, William Vance, Cartwright, P. O. *Superintendent of Schools*, William Lucas. *Wards*.—1st. From lot one to twelve, inclusive, in first second, third and fourth Concessions. 2nd. From lot thirteen to twenty-four, inclusive, in first, second, third and fourth Concessions. 3rd. All the lots and parts of lots west of lot thirteen, between the fourth Concession and Scugog Lake. 4th. All the lots and parts of lots east of lot twelve, between the fourth Concession and Scugog Lake. 5th. All the Township north of the south shore of Lake Scugog.

CAVAN : *Councillors*, John Thorn, *Reeve*; Thomas Syer, *Deputy*; John Swain, Foster Cain, George Hetherington. *Clerk*, Patrick McGuire, Milbrook, P. O. *Superintendent of Schools*, Reverend Samuel Armour. *Wards*.—1st. The first, second and third Concessions. 2nd. The fourth and fifth Concessions. 3rd. The sixth, seventh and eighth Concessions. 4th. The ninth, tenth and eleventh Concessions. 5th. The twelfth, thirteenth and fourteenth Concessions.

CLARKE : *Councillors*, Allan Wilmot, *Reeve*; Andrew Lockhart, *Deputy*; Hiram Hodge, Robert Hodge, Samuel Way. *Clerk*, Samuel Wilmot, Newcastle, P. O. *Superintendent of Schools*, Rev. W. Ormiston, A. B. *Wards*.—1st. From lot one to twelve, in inclusive, in broken front and Concessions one, two, three, and four. 2nd. From lot thirteen to twenty-six, inclusive, in broken front, and Concessions one, two, three and four. 3rd. From lot twenty-seven to Town Line in broken front, and Concessions one, two, three, and four. 4th. From lot one to twenty, inclusive, in Concessions five, six, seven, eight, nine and ten. 5th.

## DIVISION COURTS.

Judge of the United Counties of Northumberland and Durham, His Honour, G. M. Boswell, Cobourg.

**1st Division**—Darlington and Cartwright. *Courts* held at Bowmanville, every two months. *Clerk*, C. C. Neville, Bowmanville, P. O.

**2nd Division**—Clarke. *Courts* held at Newcastle, every two months. *Clerk*, Samuel Wilmot, Newcastle, P. O.

**3rd Division**—Hope. *Courts* held at Port Hope, eight times a year. *Clerk*, John T. Day, Port Hope, P. O.

**4th Division**—Cavan, Manvers, and South Monaghan. *Courts* held at Millbrooke, Cavan, every two months. *Clerk*, James Brodie, Millbrooke, P. O.

**5th Division**—Hamilton. *Courts* held at Cobourg, eight times a year. *Clerk*, R. D. Chatterton, Cobourg.

**6th Division**—Haldimand and Alnwick. *Courts* held at Grafton and Haldimand, every two months. *Clerk*, P. M. Grover, Haldimand, P. O.

**7th Division**—Cramahe and Murray. *Courts* held at Brighton, every two months. *Clerk*, G. S. Burrell, Colborne, P. O.

**8th Division**—Percy and Seymour. *Courts* held at Percy village, every two months. *Clerk*, William Douglas, Percy, P. O.

## XII. OXFORD.

### COUNTY TOWN, WOODSTOCK.

M. P. P. for Oxford, the Hon. Francis Hincks, Toronto; *Registrar* for Oxford, James Ingersoll, Woodstock. *COUNTY COUNCIL*.

*Warden*—Benjamin Vannorman, Dereham, P. O.; *Treasurer*—H. C. Barwick, Woodstock, P. O.; *Clerk*—T. S. Shenston, Woodstock.

<i>Townships</i> .	<i>Reeves</i> .	<i>Townships</i> .	<i>Reeves</i> .
Blandford	John Barwick.	Oakland	E. Malcolm.
Blenheim	W. Dickson: J. N. Williamson (Deputy.)	Oxford, East	W. Burgess.
Burford	R. Rounds: C. Parley, Deputy.	Oxford, North	J. Brady.
Dereham	B. Vannorman.	Oxford, West	B. Thornton.
Nissouri	J. Vining.	Zorra, East	John Harrington.
Norwich	G. V. Delong: J. Griffin, (Deputy.)	Zorra, West	Donald Mathieson: A. Monroe, (Deputy.)

## OXFORD.

## TOWNSHIP MUNICIPALITIES.

**BLANDFORD** : *Councillors*, John Barwick, *Reeve*; G. W. Whitehead, J. McF. Wilson, George Alexander, and J. Gillisby. *Clerk*, L. T. Sharp, Woodstock, P.O. *Superintendent of Schools*, Rev. W. H. Landon.

**BLenheim** : *Councillors*, W. Dickson, *Reeve*; J. N. Williamson, *Deputy*; J. Kilbourn, F. Motherall, J. Snow. *Clerk*, J. Laycock, Princeton, P. O. *Superintendent of Schools*, Rev. George Murray.

**BURFORD** : *Councillors*, R. Rounds, *Reeve*; C. Parley *Deputy*; R. Muir, J. Hedges, J. B. Henery. *Clerk*, G. G. Ward, Burford, P. O.

**DEREHAM** : *Councillors*, B. Vannorman, *Reeve*; J. Bedwell, Jr., W. Smith, R. Stroud, J. Glover. *Clerk*, E. Chadwick, Dereham, P. O.

**MISSOURI** : *Councillors*, J. Vining, *Reeve*; D. Hosman, J. Bailey, J. Uran, P. Grecogrey. *Clerk*, J. Tay, Ingersoll, P. O.

**NORWICH** : *Councillors*, G. V. Delong, *Reeve*; J. Griffin, *Deputy*; T. Wilcock, A. Deegarry. *Clerk*, M. Mott, Norwichville, P. O. *Superintendent of Schools*, John McKee.

**OAKLAND** : *Councillors*, E. Malcolm, *Reeve*; J. Malcolm, J. Eddy, M. Westbrook, and E. Chaple. *Clerk*, — Toyne, Oakland, P. O.

**OXFORD, EAST** : *Councillors*, W. Burgess, *Reeve*; J. Leak, H. Peeres, J. Scarff, J. Kennedy. *Clerk*, J. Tripp, Woodstock, P. O.

**OXFORD, NORTH** : *Councillors*, J. Brady, *Reeve*; J. Henderson, J. Crotty, G. Armstrong, J. Mathews. *Clerk*, Thomas Peacock, Beachville, P. O. *Superintendent of Schools*, Rev. G. Turner.

**OXFORD, WEST** : *Councillors*, B. Thornton, *Reeve*; S. Maybe, D. Canfield, J. Mason, John McDonald. *Clerk*, David Curtis, Ingersoll, P. O. *Superintendent of Schools*, Rev. R. Wallace.

**ZORRA, EAST** : *Councillors*, John Harrington, *Reeve*; R. H. Campbell, W. Wilson, J. Brown, Alexander McKay. *Clerk*, Adam Marshall, Woodstock, P. O.

**ZORRA, WEST** : *Councillors*, Donald Mathieson, *Reeve*; A. Monro, *Deputy*; J. Ross, Alex. Clark, J. Pelton. *Clerk*, Alexander Wood, Embro', P. O. *Superintendent of Schools*, Rev. D. McKenzie.

## DIVISION COURTS.

Judge of the County of Oxford, His Honour D. S. McQueen, Woodstock.

**1st Division**—Courts held monthly at Woodstock, in the Township of Blandford. *Clerk*, George W. Whitehead, Woodstock.

**2nd Division**—Courts held every two months, at Canuing, in the Township of Blenheim. *Clerk*, John Jackson, Blenheim.

**3rd Division**—Courts held every two months, at Burford, in the Township of Burford. *Clerk*, W. M. Whitehead, Burford.

**4th Division**—Courts held every two months, at Norwichville, in the Township of Norwich. *Clerk*, Jacob H. Carnaby, Norwich.

**5th Division**—Courts held monthly or once in two months, as occasion requires, at Ingersoll, in the Township of West Oxford. *Clerk*, David Cainfield, Ingersoll.

**6th Division**—Courts held every two months, at Embro', West Zorra. *Clerk*, Donald Mathieson, Embro'.

## XIII. PETERBOROUGH.

## COUNTY TOWN, PETERBOROUGH.

M. P. P. for Peterborough, James Hall, Peterborough. *Registrar* for Peterborough, Charles Rubidge, Peterborough.

## COUNCIL COUNCIL.

Warden, John Langton, Fenelon Falls, P. O. *Treasurer*, F. Ferguson, Peterborough. *Clerk*, W. Sheridan, Peterborough.

Townships.	Reeves.	Townships.	Reeves.
Asphodel, Belmont, and Methuen, Richard Birdsall.		Ops. . . . .	William McDonell.
Douro . . . . .	George Clarke.	Otonabee . . . . .	Thomas Short; H. Bawbell, <i>Deputy</i> .
Dummer and Burleigh . . . . .	Francis Crow.	Peterborough (Town) . . . . .	Thomas Benson.
Eldon. . . . .	Israel Ferguson.	Smith, Ennismore, and Harvey.	Thomas Bell.
Emily. . . . .	Wm. Cottingham.	Verulam, Fenelon, Bexley, and	
Mariposa. . . . .	John Jacobs.	Sommerville. . . . .	John Langton.
Monaghan, North. . . . .	Thomas Forty.		

## TOWN OF PETERBOROUGH.

*Mayor and Reeve*, Thomas Benson. *Clerk*, W. H. J. Vizard, Peterborough. *Superintendent of Schools*, Daniel Griffith. *Councillors* : NORTH WARD, Duncan McDonald, James Harvey. W. S. Conger. EAST WARD,

Thomas Benson, *Mayor and Reeve*; Thomas Harper, John Hall. CENTRE WARD, Wm. Eastland, Robert Ridley, James Hall, M. P. P. SOUTH WARD, Edmund Chamberlain, Charles Hudson, Patrick Ryan.

## TOWNSHIP MUNICIPALITIES.

**ASPHODEL, BELMONT AND METHUEN** : *Councillors*, Richard Birdsall, *Reeve*; Henry Fowlds, P. Pierce, William Scott, H. Burgess. *Clerk*, John Murphy, Norwood, P. O. *Superintendent of Schools* Rev'd. Thomas Seawright. *Wards*—1st. The first six concessions of Asphodel, north of the line between lots ten and eleven. 2nd. The first six concessions of Asphodel, south of the line between lots ten and eleven. 3rd. The seventh, eighth and ninth concessions, and lots numbers nineteen and twenty in the tenth concession of Asphodel. 4th. The tenth, eleventh and twelfth concessions of Asphodel, excluding lots numbers nineteen and twenty of the tenth concessions. 5th. The whole of the Townships of Belmont and Methuen.

**DOURO** : *Councillors*, George Clarke, *Reeve*; S. Strickland, Francis Steward, D. Leahy, James Mougher. *Clerk*, D. Sullivan, Warsaw, P. O. *Superin-*

*tendent of Schools*, James Hogan, jr. *Wards*—1st. That part of the Township lying northerly of Crawford's Creek. 2nd. All that part of the Township lying westward of the line dividing the seventh and eighth concessions, and South of Crawford's Creek. 3rd. Lots one, two, three, four and five, in the first seven concessions. 4th. All that part of the Township bounded on the north by Crawford's Creek, on the south by the line dividing lots five and six, on the east by the concession line between the third and fourth concessions, and on the west by the concession line between the seventh and eighth concessions. 5th. That part of the Township bounded on the north by Crawford's Creek, on the south by the line separating lots five and six, on the east by Dummer, and on the west by the concession line separating the third and fourth concessions.

**DUMMER AND BURLEIGH:** *Councillors*, Francis Crow, *Reeve*; Alexander Nicholls, John Ferrier, N. Forsythe, W. McMullen. *Clerk*, G. A. Hill, Warsaw, P. O. *Superintendent of Schools*, William Manley. *Wards*—1st. The first four concessions of Dummer, from lot number one to lot number ten, both inclusive, 2nd. The fifth and sixth concessions of Dummer, from lot number one to lot number ten, both inclusive, and of the seventh and eighth concessions, from lot number one to lot number fifteen, both inclusive. 3rd. The ninth, tenth eleventh and 12th concessions of Dummer, from lot number one to lot number fifteen, both inclusive. 4th. The first, second, third, fourth, fifth and sixth concessions of Dummer, from lot number eleven to lot number eighteen, both inclusive. 5th. All the remaining portion of Dummer, and the whole of the township of Burleigh.

**ELDON:** *Councillors*, Israel Ferguson, *Reeve*; Wm. McCradie, Archibald McFadyen, James McPherson, N. Smith. *Clerk*, Angus Ray, Eldon, P. O. *Superintendent of Schools*, Rev. John McMurchy.

**EMILY:** *Councillors*, William Cottingham *Reeve*; C. Knowlson, Thomas Fee, William Best, M. Lehane, *Clerk*, Robert Grandy, Emily, P. O. *Superintendent of Schools*, John Irons, M. D.

**MARIPOSA:** *Councillors*, John Jacobs, *Reeve*; S. Davidson, O. Rogers, R. F. Whitesides, William Ramsey. *Clerk*, A. A. McLoughlin, Oakwood, P. O. *Superintendent of Schools*, Obadiah Rogers.

**MONAGHAN, NORTH:** *Councillors*, Thomas Forty, *Reeve*; George Young, John Dobbin, Robert Stuart, John Tully. *Clerk*, Charles Ormond, Peterboro, P. O. *Superintendent of Schools*, Rev. John Gilmour.

**OPS:** *Councillors*, William M'Donnell, *Reeve*; Thomas Keenan, Thomas Rea, P. M'Hugh, John Gibb. *Clerk*, Thomas Bird, Lindsay, P. O. *Superintendent of Schools*, John McNealy.

**OTANABER:** *Councillors*, Thomas Short, *Reeve*; Henry Bawbell, *Deputy*; William Emmerson, William Armstrong, D. McFarlane. *Clerk*, George Reid, Otonabee, P. O. *Superintendent of Schools*, Adam Stark. *Wards*—1st. Bounded on the east by Asphodel, on the north by lot twenty-seven, on the west by the seventh concession, and on the south by Rice Lake. 2nd. Bounded on the east by Asphodel, on the north by Dour, on the west by the tenth concession, on the south by lot twenty-seven, in the first, second, third, fourth, fifth and six concessions, and by lot twenty-one

in the seventh, eighth and ninth concessions. 3rd. Bounded on the east by the sixth concession, on the north by lot twenty-two, on the west by the twelfth concession and Otonabee River, and on the south by Rice Lake. 4th. Bounded on the east by the ninth concession, on the north by Douro, on the west by the Otonabee River, on the south by lot twenty-one, in the tenth and eleventh concessions, and by lot twenty-six, to the Otonabee River. 5th. Bounded on the east by the eleventh concession, on the north by lot twenty-seven, and on the west and south by the Otonabee River.

**SMITH, ENNISMORE AND HARVEY:** *Councillors*, Thomas Bell, *Reeve*; J. Garbutt, A. Braden, John Milburn, Daniel Costello. *Clerk*, Thomas Milburn, Peterboro, P. O. *Superintendent of Schools*, Rev. Edward Roberts. *Wards*—1st. All that part of the township of Smith lying westward of the line, in rear of the lots on the east side of the communication road. 2nd. All that part of Smith not embraced in the first ward, and lying southward of the line dividing the sixth and seventh concessions. 3rd. Seventh, eighth and ninth concessions of Smith. 4th. All that part of Smith lying northward of the line dividing the ninth and tenth concessions, and of the whole township of Harvey. 5th. The whole township of Ennismore.

**VERULAM, FENELON, BEXLEY AND SOMMERVILLE:** *Councillors*, John Langton, *Reeve*; J. W. Dunsford, William Sudaby, S. Brock, J. Thurston. *Clerk*, Wm. Powles, Fenelon Falls, P. O. *Superintendent of Schools*, John Langton. *Wards*—1st. Concessions five, six, seven, eight, nine and ten, of Verulam, north of Sturgeon Lake, and all that part of Verulam lying south of Sturgeon Lake and east of Emily Creek. 2nd. Concessions one, two, three and four, of Verulam, north of Sturgeon Lake, and all that part of Fenelon lying east of Sturgeon and Cameron's Lakes, together with the whole township of Sommerville. 3rd. All that part of Fenelon lying west of Sturgeon and Cameron's and Balsam Lakes, and north of the line between the fifteenth and sixteenth lots, together with the whole township of Bexley. 4th. All that part of Fenelon lying south of the line between the fifteenth and sixteenth lots and west of Sturgeon Lake, and the Scugog River. 5th. All that part of Verulam lying south of Sturgeon Lake, and west of Emily Creek, and all that part of Fenelon lying south of Sturgeon Lake and east of the Scugog River.

## DIVISION COURTS.

Judge of the County of Peterborough, His Honour George B. Hall, Peterboro'.

**1st Division**—Smith, Douro, Ennismore, Harvey, North Monaghan, that part of Otonabee, west of the centre of the eleventh concession, and north of lot number nine, and the three first concessions of Dummer. *Courts*, at Peterboro', every two months. *Clerk*, John J. Hall, Peterboro', P. O.

**2nd Division**—Belmont, Burleigh, Methuen, nine east concessions of Dummer, and eleven east concessions or Asphodel. *Courts* at Norwood, every two months. *Clerk*, James Foley, Norwood, P. O.

**3rd Division**—That part of Otonabee, not included in the first division, and the first concession of

Asphodel. *Courts*, at Keene, every two months.—*Clerk*, George Read, Keene, P. O.

**4th Division**—Emily and Verulam. *Courts* at Metcalfe, every two months. *Clerk*, Robert Grandy, Metcalfe, P. O.

**5th Division**—Ops, Fenelon, and Sommerville. *Courts* at Lindsay, every two months. *Clerk*, William McDonell, Lindsay, P. O.

**6th Division**—Mariposa, Eldon and Bexley.—*Courts* at Mariposa, every two months. *Clerk*, E. R. Irish, Mariposa, P. O.

## XIV. PRESCOTT AND RUSSELL.

### UNITED COUNTIES.

M. P. P. for Prescott and Russell, Thomas H. Johnson. *Registrar* for Prescott and Russell, Geo. D. Reed, L'Original.

### COUNTY COUNCIL.

*Warden*, Chauncey Johnson, L'Original. *Treasurer*, Thos. H. Johnson, L'Original. *Clerk*, Donald McDonald, F. L'Original.

*Townships*, Prescott, *Reeves*, Prescott.

Caledonia . . . . . William Bradley.  
Hawkesbury, East . . . . . James Simpson.  
Hawkesbury, West . . . . . H. W. McCann.  
Longueil and Alfred . . . . . Chauncey Johnson.

*Townships*, Prescott, *Reeves*, Prescott.

Plantagenet, North . . . . . Patrick Ryan.

Plantagenet, South . . . . . Peter McLaren.

*Townships*, Russell, *Reeves*, Russell.

Cumberland, Russell . . . . . George G. Dunning.

Clarendon & Cambridge . . . . . George G. Dunning.

## TOWNSHIP MUNICIPALITIES.

CALEDONIA : *Councillors*, William Bradley, *Reeve* ; James Reuwick, Duncan McLeod, Darby Flood, Hugh Munro. *Clerk*, James G. Bradley, Caledonia, P. O. *Superintendent of Schools*, Thos. Higginson.

EAST HAWKESBURY : *Councillors*, Jas. Simpson, *Reeve* ; Andrew Allison, Nelson Burwash, Colin McPhee, Chas. H. Tweed. *Clerk*, James Gainble, Vankleek Hill, P. O. ; *Superintendent of Schools*, Jas. Gamble.

WEST HAWKESBURY : *Councillors*, Henry Wellesley McCann, *Reeve* ; Hugh Lough, John Fraser, Hiriam Johnson, Norman D. McLeod. *Clerk*, Charles Waters, Vankleek Hill, P. O. ; *Superintendent of Schools*, T. Higginson.

LONGUEUIL AND ALFRED : *Councillors*, Chauncey Johnson, *Reeve* ; Humphrey Hughes, Chauncey Johnson, jr., Charles Flynn, Olivier St. Julien. *Clerk*, John Pattee,

L'Orignal, P. O. *Superintendent of Schools*, Robert Hamilton.

NORTH PLANTAGENET : *Councillors*, Patrick Ryan, *Reeve* ; Peter McMastin, James McKinlay, James McFaul, François Duplanté dit Bellfoie. *Clerk*, T. Rhatigan, Plantagenet P. O. ; *Superintendent of Schools*, Mathew Elder.

SOUTH PLANTAGENET : *Councillors*, Peter McLaren Reeve ; Samuel Hunter, Hugh McLean, Christopher Metcalf, Benjamin Franklin. *Clerk*, William Owen, Plantagenet, P. O. ; *Superintendent of Schools*, Matthew Elder.

CUMBERLAND, RUSSELL, CLARENCE AND CAMBRIDGE : *Councillors*, Geo. Gibb Dunning, *Reeve* ; Archd. Petrie, Wm. Edwards, Martin Castleman, John Stewart. *Clerk*, Henry McAfee, Cumberland, P. O. ; *Superintendent of Schools*, Rev. John Edwards.

## DIVISION COURTS.

Judge of the United Counties of Prescott and Russell, His Honour, Peter Freel, L'Orignal.

1st Division—Longueuil and five front Concessions of Caledonia. *Courts* held at L'Orignal, 11th Feb., 8th April, 10th June, 12th Aug., 7th October, and 9th Dec., 1850. *Clerk*, John W. Marston, L'Orignal.

2nd Division—The Rear Concessions of East and West Hawkesbury, from the Fourth Concession in each, inclusive, and the Rear Concessions of Caledonia, from the Sixth Concession inclusive. *Courts* held at Vankleek Hill, 12th Feb., 9th April, 11th June, 13th Aug., 8th Oct., and 10th Dec., 1850. *Clerk*, Charles Waters, Vankleek Hill.

3rd Division—North and South Plantagenet,

and Alfred. *Courts* held at N. Plantagenet, 16th Feb., 13th April, 15th June, 17th Aug., 12th Oct., and 14th Dec., 1850. *Clerk*, P. Georgen, Plantagenet.

4th Division—Cumberland, Clarence, Cambridge, and Russell. *Courts* held at Clarence, 21st Feb., 18th April, 20th June, 22nd Aug., 17th Oct., and 19th Dec., 1850. *Clerk*, James McCaul, Clarence P. O.

5th Division—The three front Concessions of East and West Hawkesbury. *Courts* held at Hawkesbury Village, 13th Feb., 10th April, 12th June, 14th Aug., 9th Oct., and 11th Dec. 1850. *Clerk*, C. S. Ouimette, Hawkesbury.

## XV. PRINCE EDWARD.

## COUNTY TOWN, PICTON.

M. P. P. for Prince Edward, D. B. Stevenson, Picton ; *Registrar* for Prince Edward, John P. Roblin, Picton.

## COUNTY COUNCIL.

*Warden*, John Howell, Demorestville, P. O. ; *Treasurer*, David Smith, Picton, P. O. ; *Clerk*, R. J. Chapman, Picton, P. O.

## TOWNSHIPS. Reeves.

Ameliasburgh ..... William Dempsey. Athol ..... Wilson Bentley. Hallowell ..... Caleb Williams. Hillier ..... James T. Lane.

## TOWNSHIPS. Reeves.

Marysburgh ..... Andrew Wycoff. Picton (Town) ..... D. B. Stevenson, M. P. P. Sophiaburgh ..... John Howell.

## TOWN OF PICTON.

*Councillors*, Philip Low, *Mayor* ; D. B. Stevenson, M. P. P., *Reeve*; William Hale, Jas. McDonald, Calvin Pier, James Porter, Walter Ross, John Miller,

## TOWNSHIP MUNICIPALITIES.

AMELIASBURGH : *Councillors*, William Dempsey, *Reeve* ; Owen Roblin, Reuben Young, Samuel S. Walbridge, Thomas G. McGrath. *Clerk*, Richard C. H. Cotton, Ameliasburgh P. O. ; *Superintendent of Schools* Daniel Brian. *Wards*.—1st. *Rednorville* :—All that part of the first and second Concessions in said Township, east of the line between lots numbers seventy-six and seventy-seven in said Concessions. 2nd. *Centre* : All that part of the Township situate between the side line, east of lot number seventy-seven, and the side line west of lot number ninety-four, in the first and second Concessions respectively. 3rd. *Carrying Place* : The first and second Concessions in said Township, west of the line between lots numbers ninety-four and ninety-five, in said Concessions, to the extremity of the Township. 4th. *Consecon* : That part of the third and fourth Concessions in said Township, west of the line between lots numbers eighty-seven and eighty-eight, in said Concessions. 5th. *Roblin Lake* : That part of the third and fourth Concessions in said Township, east of the line between lots numbers eighty-seven and eighty-eight, in said Concessions.

ATHOL : *Councillors*, Wilson Bentley, *Reeve* ; Wm. Blakeley, William A. Palen, Peter S. Hare, Jaines P. Spencer. *Clerk*, Dyer Stanton, Cherry Valley, P. O. ; *Superintendent of Schools*, Rev. Gilbert Millar. *Wards*.—1st. The Concession north side of East Lake, Gore I,

Lot F., and the Gores north-east of East Lake, and the Concession east end of East Lake, to the road between lots three and four. 2nd. The Concession east end of East Lake, south of the road between lots numbers three and four, and the first Concession south of East Lake to the west line of number eight in said Concession. 3rd. The first Concession south of East Lake from the west line of number eight, in said Concession, to Salmon Point, and the second and third Concessions south-west of the road between lots numbers eleven and twelve. 4th. The second and third Concessions from the Township line to the road between lots numbers eleven and twelve. 5th. The fourth and fifth Concessions, with the rear of the third Concession, from lot number eight to the Township line.

HALLOWELL : *Councillors*, Caleb Williams, *Reeve* ; John Murney, David S. Conger, Thomas Bowerman, Samuel Noxon. *Clerk*, George A. Sargeant, Bloomfield P. O. ; *Superintendent of Schools*, David Congor. *Wards*.—1st. *Greenbush* : All that part of the Township, south-east of the Bay of Quinté and east of the Military Tract. 2nd. *Centre* : All that part of the third Concession in the Military Tract, east of lot number twelve, and all the first and second Concessions north of the Carrying-Place, with Gore G. and the west part of the third Concession or Block. 3rd. *West Lake* : All that part of the Second Concession in the Military

Tract lying east of lot number twelve, with all that part of the first Concession in said Tract, lying east of the Land of Samuel Noxon's, including the first Concession south of West Lake, with West Point. 4th. *Bloomfield*: All the first Concession in the Military Tract, west of Samuel Noxon's east line, with Point M. and Gasket Island, also the second and third Concessions in the Military Tract, west of lot number thirteen, including Gerow's and Irvin's Gores, with the east part of the second Concession produced, to the west line of lot number seventy. 5th. *Union*: All that part of said Township known as the First and Second Concessions north-west of West Lake, including Irvin's Gore and the west part of the second Concession produced, to the west line of lot number seventy.

*Hillier*: *Councillors*, James T. Lane, *Reeve*; Caleb Platt, Nathaniel Niles, George Arthur, William Henderson. *Clerk*, Philip Flagler, Hillier, P.O. *Wards*.—1st. *Wellington*: Commencing at the south east angle of lot number one, first Concession; thence, northerly, following the Township line, to the rear of the second Concession; thence, in a westerly direction along the rear of said Concession, to the north-west angle of lot number twelve, second Concession; thence in a southerly direction on allowance of road, to the south-west angle of lot number twelve, first Concession; thence, by the water's edge, to the south-east angle of Lot Number One, First Concession, the place of beginning. 2nd. *Lake Shore*: Commencing at the south-east angle of lot number thirteen, first Concession; thence, in a northerly direction on allowance of road, to the north-east angle of lot number thirteen, second Concession; thence, in a westerly direction, along the rear of the second Concession, until it strikes the waters of Pleasant Bay; thence, following the South Shore of Pleasant Bay to Lake Ontario; thence, including Nicholson's Island, along the Lake Shore, to the south-east angle of lot number thirteen, first Concession, the place of beginning. 3rd. *Centre*: Commencing at the south-east angle of lot number one, third Concession; thence in a northerly direction, along the Township line, to the north east angle of lot number one, third Concession; thence, in a westerly direction, along the rear of the third Concession, until it intersects the road leading from Picton to Consecon Village; thence, following said road, to the west side of lot number eighty-eight, fifth Concession; thence in a northerly direction, along the west side said lot, to the water's edge of Consecon Lake; thence, along the south shore of said Lake, in a westerly direction, to the north-east angle of lot number one hundred and two, fifth Concession; thence, in a southerly direction, along the east side of lot number one hundred and two, to the rear of said fifth Concession; thence in a westerly direction, the width of said lot; thence, in a southerly direction, along allowance of road, to the south-west angle of lot number twenty-four, third Concession; thence in an easterly direction, along the concession line, to the south-east angle of lot number one, third concession, the place of beginning. 4th. *Consecon*: Commencing at the south-east angle of lot number twenty-five, third concession; thence, in a northerly direction, along allowance of road, to the rear of said Concession; thence, in an easterly direction, along the Concession line, to the east side of lot one hundred and two, fifth Concession; thence, along the east side of said lot, in a northerly direction, to the waters of Consecon Lake; thence, along the lake shore, in a westerly direction, to the township line, and along said township line to the waters of Lake Ontario; thence, along the lake shore, in a southerly direction, to the present outlet of Pleasant Bay; thence, follow-

ing the Channel of said Bay, until it intersects the Concession line between the second and third Concessions, thence, along the said Concession line to the south-east angle of lot number twenty-five, third Concession, the place of beginning. 5th. *Gore*: Commencing at the south-east angle of lot number sixty-five, Hillier Gore; thence in a northerly direction, along the Township line, to the south-east angle of lot number sixty-four, fourth Concession of Ameliasburgh; thence, in a westerly direction, along the Township line, until it strikes the waters of the Consecon Lake; thence, along the shore at the head of said lake, to the west side of lot number eighty-eight, fifth Concession; thence, along the west side of said lot in a southerly direction until it intersects the road leading from Consecon to Picton, thence, along said road to the line between the third and fifth Concessions; thence, along said Concession line until it joins the Township line; thence, along said Township line, in an easterly direction, to the south-east angle of lot number sixty-five, Hillier Gore, the place of beginning.

*MARYSBURGH*: *Councillors*, Andrew Wycott, *Reeve*; Edward W. Wright, John G. Hicks, James Clapp, A. Shannon. *Clerk*, Palen Clark, Milford, P.O. *Superintendent of Schools*, R. Whitley. *Wards*.—1st. *Rock*: Point Pleasant, from the Point to the east side line of number eighteen, Lake side, and the east side line of number fifty, Bay side, until it joins Township. 2nd. *Island*: The Concession Bay side, west of lot number forty-nine, including Markland's Gore, the Concession west of the Rock, except lots numbers nineteen and twenty, and also to include the Concession north of Smith's Bay and Wappoose Island. 3rd. *Mountain*: The first and second Concessions, south of the Bay of Quinte, the second Concession, north of Black River, the first Concession, north of Black River, to the west line of lot number eighteen, including the Point south of Smith's Bay. 4th. *Milford*: The first Concession north of Black River, west of the west line of lot number eighteen, the first Concession, south of Black River, extending to Gammon Point, the second Concession or Block R, with the four lots numbers sixteen, seventeen, eighteen and nineteen at the head of South Bay, including Block No. fifteen. 5th. *Long Point*: The Concession between South Bay and the Lake to Point Traverser.

*SOPHIASBURGH*: *Councillors*, John Howell, *Reeve*; Jacob Shorts, Daniel Gilbert, David B. Solmes, Hollet Sprague. *Clerk*, Thomas Moore, jr., Demorestville, P.O. *Superintendent of Schools*, James F. Curlett, M.D. *Wards*.—1st. *Demorestville*: All that part of the Township which lies between lots numbers thirty-one and forty-seven, in the first Concession, and between lots numbers thirty-one and forty-six, in the second Concession west of Green Point, including Gore D, and also that part which was formerly the third Concession of the Township of Hallowell, from the east line of lot number thirty-nine, to the west line of lot number forty-five. 2nd. *Big Island*: The Island of that name. 3rd. *North Port*: All that part of the Township east of lots numbers thirty-two in the first and second Concessions west of Green Point, including Grassy Point, and the Gore on said Point. 4th. *Highshore*: The first and second Concessions south-west of Green Point, including Gores B and C, in said Township. 5th. *Mosquito Bay*: That part of said Township which lies west of lot number forty-six, in the first Concession, and all that part west of lot number forty-five, in the second Concession west of Green Point, including all west of lot number forty-five, in that part of the third Concession which was formerly in the Township of Hallowell, and including the first and second broken front.

## DIVISION

## COURTS.

His Honour D. L. Fairfield, Picton.

1st *Division*—Town of Picton, and part of the Township of Hallowell. *Courts* held at Picton every two months. *Clerk*, Cecil Mortimer, Picton.

2nd *Division*—The northern and western parts of Marysburgh. *Courts* held at Milford every two months. *Clerk*, Thomas Cook, Milford.

3rd *Division*—Township of Sophiasburgh. *Courts* held at Demorestville, every two months. *Clerk*, Samuel Solmes, North Port.

4th *Division*—The east part of Ameliasburgh. *Courts* held at Roblin's Mills, every two months. *Clerk*, Richard C. H. Cotter, Ameliasburgh.

5th *Division*—Parts of Hallowell and Hillier. *Courts* held at Wellington, every two months. *Clerk*, Thomas Worthington, Wellington.

6th *Division*—Township of Athol. *Courts* held at Cherry Valley, every two months. *Clerk*, Harvey Spafford, Cherry Valley.

**7th Division**—Parts of Hillier and Ameliasburgh. *Courts* held at Conseccon every two months. *Clerk*, Joshua M. Cadman, Conseccon.

*Courts* held at Bongard's every two months. *Clerk*, Edward W. Wright, Bongard's, P. O.

N. B. The Courts are held in the months of Feb., April, June, August, October, and December, between the 9th and 25th of the month.

**8th Division**—The eastern part of Marysburgh.

## XVI. SIMCOE.

### COUNTY TOWN, BARRIE.

M. P. P. or Simcoe, the Hon. W. B. Robinson. *Registrar* for Simcoe, George Lount, Barrie.

### COUNTY COUNCIL.

**Warden**, William Armon, Bradford, P. O. *Treasurer*, Edmund Lally, Barrie, P. O. *Clerk*, John McWatt, Barrie, P. O. *Surveyor*, Henry Creswick, Oro, P. O.

Townships.	Reeves.
Adjala.	Robert Keenan.
Artenesia.	
Essa and Totoronto.	Henry Morris.
Gwillimbury, (West).	William Armon, Thos. McConchy, <i>Deputy</i> .
Innisfil.	William Cross.
Medonte, Tiny, Tay, North	
Orillia, and Matchedash.	George W. Bell.
Mono and Mulumur.	Michael Island.

Townships.	Reeves.
Nottawasaga.	Peter Ferguson.
Oro and South Orillia.	Andrew Moffatt.
Osprey.	
St. Vincent, Euphrasia and Collingwood.	James Robertson.
Tecumseth.	Robert Cross, John Carswell, <i>Deputy</i> .
Vespra, Flos and Sunnidale.	Jonathan Lane.

### TOWNSHIP MUNICIPALITIES.

**ADJALA**: *Councillors*, Robert Keenan, *Reeve*; Thomas Langley, Samuel Heyslip, William Beatty, George Kidd. *Clerk*, James Hart, Adjala, P. O. *Superintendent of Schools*, James Hart.

**ESSA AND TOSORONTO**: *Councillors*, Henry Morris, Reeve; Patrick Kelly, William McLean, Andrew Hamilton, James Lattiner. *Clerk*, William Strong, Bond Head, P. O. *Superintendent of Schools*, Thomas Drury. *Wards*—1st. First, second, third, fourth and fifth concessions of Essa. 2nd. First, second, third and fourth lots of concessions six, seven, eight, nine, ten and eleven, in the same. 3rd. Lots six, seven, eight, nine, ten and eleven of concessions six, seven, eight, nine, ten and eleven of the same. 4th. The remaining portion of Essa. 5th. Totoronto.

**WEST GWILLIMBURY**: *Councillors*, William Armon, Reeve; Thomas McConkey, *Deputy*; Zeanas Rogers, James Sharpe, James Stodders. *Clerk*, Adam Goodfellow, Bradford, P. O. *Superintendent of Schools*, Rev. William Fraser.

**INNISFIL**: *Councillors*, William Cross, *Reeve*; Thomas R. Ferguson, George F. Warnica, Thomas Webb, William Ross. *Clerk*, William Main, Innisfil, P. Q. *Superintendent of Schools*, William Cox. *Wards*—1st. The first and second concessions. 2nd. The third, fourth, fifth, and south half of all lots on the sixth concession. 3rd. The north half of all the lots in the sixth concession, together with seventh and eight concessions. 4th. The ninth and tenth lots, including the sixth lot in the eleventh concession. 5th. The remaining part of the eleventh concession from the sixth lot to the lake, and the twelfth, thirteenth and fourteenth concessions, inclusive.

**MEDONTE, TINY, TAY, NORTH ORILLIA, AND MATCHEDASH**: *Councillors*, George William Bell, Reeve; W. B. Hamilton, Samuel Fraser, John Craig, John McKinley. *Clerk*, Edmund Moon, Coldwater. *Superintendent of Schools*, Henry A. Clifford. *Wards*—1st. First, second, third, fourth, fifth, sixth and seventh concessions of Medonte. 2nd. The remaining portion of the same township. 3rd. Tiny. 4th. Tay. 5th. North Orillia and Matchedash.

**MONO AND MULMUR**: *Councillors*, Michael Island, Reeve; Joseph Fletcher, William McFarlane, John Perry, Charles McCutcheon. *Clerk*, Alexander Laidlaw, Mono P. O. *Superintendent of Schools*, A. Martin.

**NOTTAWASAGA**: *Councillors*, Peter Ferguson, Reeve; Malcolm Livingston, Archibald McMurphy, Alexander Campbell, Donald Patterson. *Clerk*, Angus Bell. *Superintendent of Schools*, John Ferguson.

**ORO AND SOUTH ORILLIA**: *Councillors*, Andrew Moffatt, Reeve; Richard Drury, John Flaherty, Chas. Janett, James Greenshields. *Clerk*, and *Superintendent*

of Schools, Duncan Clark, Oro, P. O. *Wards*—1st. To consist of all those lots south of the line running through the township between lots twenty and twenty-one. 2nd. To commence at the corner of the township of Oro, lot number eleven of the old survey; thence, north, to the line between twenty-one and twenty-two, old survey, and thirteen and fourteen, new survey; thence, east, along the said line until you intersect the boundary line between Oro and Orillia; thence, south, to the lake, 3rd. To commence between lots twenty-one and twenty-two of the old survey; thence, north, along the boundary line to the line between thirty-one and thirty-two, old survey; thence, east, between six and seven, new survey; thence, east, along said line till it intersects the boundary line between South Orillia and Oro; thence, south, along the same line till it intersects the line between thirteen and fourteen. 4th. To commence between twenty-one and twenty-two, old survey; thence, north, to the corner of the township; thence, east, along the boundary line of the said township till it intersects the boundary line between Oro and South Orillia; thence, south, along said line till you intersect the line between six and seven of said township of Oro. 5th. South Orillia.

**ST. VINCENT, COLLINGWOOD, AND EUPHRASIA**: *Councillors*, James Robertson, Reeve; — Trout, Curry, William Corley, — Rorke. *Clerk*, John Williams, St. Vincent, P. O. *Wards*—1st. Shall commence from lot number one, running to the line between six and seven; thence along the said line to the line between eighteen and nineteen; thence east, to the lake. 2nd. To begin at the line between lots six and seven, running west to the corner of the township; thence, along the boundary of the township to the line dividing eighteen and nineteen; thence, east, along the said line until it intersects the lake. 3rd. To commence at the west boundary line of said township running east between lots eighteen and nineteen to the lake shore, composed of all that part of the township north of the said line. 4th. Euphrasia. 5th. Collingwood.

**TECUMSEH**: *Councillors*, Robert Cross, Reeve; John Carswell, *Deputy*; James Long, Hugh Dunwoody, William Agnew. *Clerk*, David Evans, Bond Head, P. O. *Superintendent of Schools*, Rev. F. L. Ostler.

**VESPRA, FLOS, AND SUNNIDALE**: *Councillors*, Jonathan Lane, Reeve; Miles Kenny, Stephen Bishop, Jonathan Sissions. *Clerk*, Samuel Lamont. *Superintendent of Schools*, Patrick Smith. *Wards*—1st. Barrie and those parts of Vespra not included in the other wards. 2nd. To commence on the Penetanguishene road between lots numbers three and four; thence north, along Penetan-

guisheue road to town-line; thence, west, along town-line to line between third and fourth concessions; south, down said line to south-west point of lot eighteen in third concession; thence, to Little Lake; thence, along the line which forms the west end of lots in first concession, to line between three and four to place of

beginning. 3rd. To commence at north-west point of township, south, to line between twenty and twenty-first lots; thence, east, to line between third and fourth concessions; thence, north, to town line; thence, west, to the place of beginning. 4th. Sunnidale. 5th. Flos.

### DIVISION COURTS.

Judge of the County of Simcoe, His Honour, James R. Gowan, Barrie.

**1st Division**—Vespa, Innisfil, Essa, and that portion of Oro, which lies westward of the 11th concession. *Courts*, held at Barrie, every two months. *Clerk*, Thomas Lloyd, Barrie, P. O.

**2nd Division**—West Gwillimbury. *Courts*, held at Bradford, every two months. *Clerk*, Thomas Macconchy, Bradford, P. O.

**3rd Division**—Tecumseth, and the 6th, 7th, and 8th concessions of Adjala. *Courts*, held every two months. *Clerk*, Frederick S. Stephens, Bond Head, P. O.

**4th Division**—Nottawasaga, and Sunnidale. *Courts*, held at Nottawasaga, every six months. *Clerk*, Andrew Jardine, Nottawasaga, P. O.

**5th Division**—Flos, Tiny, Tay, and that portion of Medonte, which lies westward of the 11th concession.

*Courts*, held at Medonte, every three months. *Clerk*, John Craig, Medonte, P. O.

**6th Division**—Orillia, (northern and southern division,) and Matchedash, and those portions of Oro and Medonte, lying respectively eastward of the 10th concession of each. *Courts*, held at Orillia, every three months. *Clerk*, Adam Patterson, Orillia, P. O.

**7th Division**—St. Vincent, Collingwood, Euphrasia, Artesesia and Osprey. *Courts*, held at Meaford, every six months. *Clerk*, Wm. Stephenson, Meaford, P. O.

**8th Division**—That portion of Adjala, lying westward of the 6th concession, Mono, Mulmur, and Torsontario. *Courts*, held at Adjala and Mono town-line, every two months. *Clerk*, George McManus, Mono Mills, P. O.

## XVII. STORMONT, DUNDAS AND GLENGARY.

### UNITED COUNTIES. COUNTY TOWN, CORNWALL.

M. P. P. for Stormont, Alexander McLean, Cornwall. M. P. P. for Dundas, John P. Chrysler. M. P. P. for Glengary, John S. Macdonald, Solicitor-General. M. P. P. for Cornwall, Hon. John Hillyard Cameron, Q.C., Toronto. *Registrars*: for Stormont, John McLean, Cornwall; for Dundas, A. Macdonell, Williamsburgh; for Glengary, Hon. Alex. Fraser, Williamstown.

### COUNTY COUNCIL.

*Warden*, Daniel E. McIntyre, Williamstown. *Treasurer*, Roderick Macdonald, Cornwall. *Clerk*, James Pringle, Cornwall.

Townships, Stormont.	Reeves, Stormont.	Townships, Glengary.	Reeves, Glengary.
Cornwall, Town. ....	Wm. Mattice.	Charlottenburgh ....	Robert Blackwood, Daniel E. McIntyre, Deputy.
Cornwall. ....	James N. Dixson. John Macdonell, Deputy.	Kenyon ....	Donald A. Macdonald, Jas. Macdonell, Deputy.
Finch. ....	Adam Cockburn.	Lancaster ....	Neil Ban Macdonell.
Osnabruck. ....	John Rambough.	Lochiel ....	Alexander Macdonell, John Stewart, Deputy
Roxborough. ....	James Sprowl.		
Townships, Dundas.	Reeves, Dundas.		
Matilda. ....	Jacob Brouse.		
Mountain. ....	Edward Brouse.		
Williamsburgh. ....	Walter Bell.		
Winchester. ....	William Munro.		

### TOWN OF CORNWALL.

*Mayor and Reeve*, William Mattice. *Councillors*: WEST WARD, Donald MacDonell, A. E. Cadwell, Vincent Aunable. CENTRE WARD, William Mattice, *Mayor and Reeve*; Donald MacDonell (Jackson), P. E.

Adams. EAST WARD, Thomas Kennedy, Robert Atchinson, James Smart. *Clerk and Superintendent of Schools*, Charles Poole.

### TOWNSHIP MUNICIPALITIES.

**CORNWALL**: *Councillors*, James N. Dixson, *Reeve*; John McDonell, *Deputy*; George J. Dixson, Donald MacDonell, Alexander MacDonell. *Clerk*, Alexander E. McDonell, Cornwall, P. O.

**FINCH**: *Councillors*, Adam Cockburn, *Reeve*; John Cryster, John Smur, Alexander Ban McMillan, George Munro. *Clerk*, John Cockburn, Finch, P. O. *Superintendent of Schools*, Donald McInnis.

**OSNABRUCK**: *Councillors*, John Rambough, *Reeve*; Samuel Ault, Hiram Baker, Henry Braden, William Warner. *Clerk*, John Backus. *Superintendent of Schools*, James B. Tuttle.

**ROXBOROUGH**: *Councillors*, James Sprowl, *Reeve*; Thomas Bennett, Duncan McCallum, John Hough, E. Blair. *Clerk*, James Begg, Martintown, P. O. *Superintendent of Schools*, John Fraser.

**MATILDA**: *Councillors*, Jacob Brouse, *Reeve*; Geo. Brouse, Wm. W. Cosselman, Charles C. Rose, Robert Lawrence. *Clerk*, Philip Carman, Williamsburgh, P. O.

**MOUNTAIN**: *Councillors*, Edward Brouse, *Reeve*; Joseph Hyndman, Thos. Armstrong, Elijah Vancamp, Hugh McCargar. *Clerk*, John Morrow, Mountain, P. O.

**WILLIAMSBURGH**: *Councillors*, Walter Bell, *Reeve*; Alexander McDonald, Sopremas Casselman, Henry Barkley, Richard Halwer. *Clerk*, Adam Carlyle, Williamsburgh, P. O. *Superintendent of Schools*, A. Ross.

**WINCHESTER**: *Councillors*, William Munro, *Reeve*; George Fitchell, Daniel McMahon, George Hummell, Thomas Christie. *Clerk*, Martin Coin, Winchester, P. O.

**CHARLOTTENBURGH**: *Councillors*, Robert Blackwood, *Reeve*; Daniel E. McIntyre, *Deputy*; John S. Macdonald, Hon. Alexander Fraser, Duncan Macdonald. *Clerk*, John R. Smith, Martintown, P. O. *Superintendent of Schools*, Donald P. Macdonald.

**KENYON**: *Councillors*, Donald A. Macdonald, *Reeve*; James McDonell, *Deputy*; Archibald Macdonell, James Fraser, Donald Cattenach. *Clerk*, John Murray, Alexandria, P. O. *Superintendent of Schools*, Rev. Daniel Clarke.

**LANCASTER**: *Councillors*, Neil Ban Macdonell, *Reeve*; Angus Cattenach, Murdoch Ross, Donald A. Macpherson, Donald McRae. *Clerk*, John Sutherland, Lancaster.

caster, P. O. *Superintendent of Schools*, John McLennan.

LOCHIEL: *Councillors*, Alexander McDonell, *Reeve*;

John Stewart, *Deputy*; Alexander McDonell, Donald Robertson. *Clerk*, Owen Quigley, Alexandria, P. O. *Superintendent of Schools*, Rev. Daniel Clarke.

### DIVISION COURTS.

Judge of the United Counties of Stormont, Dundas, and Glengary, His Honour George S. Jarvis, Cornwall.

**1st Division**—Charlottenburgh. *Courts held at Williamstown, 11th March, 13th May, 10th July, 27th August, 7th October, and 26th December, 1850. Clerk*, John McCrae, Williamstown.

**2nd Division**—Lochiel and Kenyon. *Courts held at Alexandria, 12th March, 15th May, 12th July, 29th August, 9th October, and 28th December, 1850. Clerk* Alexander Chisholm, Alexandria.

**3rd Division**—Cornwall and Roxborough.—*Courts held at Cornwall, 11th February, 13th April, 15th June, 17th August, 12th October, and 13th December, 1850. Clerk*, Charles Poole, Cornwall.

**4th Division**—Osnabruck. *Courts held at Haines's Inn, 7th January, 25th February, 11th May, 29th June, 24th August, and 5th October, 1850. Clerk*, John Bockus, Osnabruck.

**5th Division**—Winchester and Williamsburgh. *Courts held at Winchester, 9th January; Holden's Inn 12th January and 26th February; at Winchester 1st March; at Cooksville 7th May and 25th June; at*

Holden's Inn 20th August; at Winchester 21st August, and at Cooksville 1st October, 1850. *Clerk*, John Lounches, Williamsburgh.

**6th Division**—Matilda. *Courts held at Waldroff's Inn, 11th January, 27th February, (9th May at Dixon's) 27th June, 23rd August, and 3rd October, 1850. Clerk*, Henry Stacey, Matilda.

**7th Division**—Mountain. *Courts held at Read's Inn, 10th January, 28th February, 8th May, 26th June, 22nd August, and 2nd October, 1850. Clerk*, Edward Brouse, Mountain.

**8th Division**—Finch, and all West of Moose Creek, Roxborough. *Courts held at McMillan's Tavern, 8th January, 2nd March, 10th May, 24th June, 19th August, and 4th October, 1850. Clerk*, Hector McLean, Finch.

**9th Division**—Lancaster. *Courts held at McGillivray's Inn, 12th March, 14th May, 11th July, 25th August, 8th October, and 27th December, 1850. Clerk*, Peter Stuart, Lancaster.

## XVIII. WATERLOO.

### COUNTY TOWN, GUELPH.

M. P. P. for Waterloo, Adam J. Fergusson, Guelph. *Registrar*, for Waterloo, H. W. Peterson, Guelph.

#### COUNTY COUNCIL.

**Warden**, Benjamin Thurtell, Guelph. *Treasurer*, William Hewat, Guelph. *Clerk*, A. D. Ferrier, Guelph.

**Townships.** *Reeves.*

Arthur	J. M. A. Cameron.
Bentinck	George Jackson.
Derby	Richard Carney.
Egremont	David Cochran.
Erin	Thomas Armstrong.
Garafraxa, Amaranth, and Melancthon	Wm. Clarke: Geo. Henshaw, <i>Deputy</i> .
Glenelg	A. B. McNab.
Guelph	B. Thurtell: George Sunley, <i>Deputy</i> .
Holland	Charles Thorp.
Luther	(Newly surveyed.)
Minto	(Newly surveyed.)
Nichol	John Watt.

**Townships.** *Reeves.*

Normandy	W. Fox.
Peel and Maryborough	Cornelius Callaghan.
Proton	(Newly surveyed.)
Puslinch	John Cockburn: Thos. Ellis, <i>Deputy</i> .
Sullivan	W. Halliday.
Sydenham	Robert Hoath.
Waterloo	Jonathan B. Bowman: Elias Snider, <i>Deputy</i> .
Wellesley & Mornington	Jno. Hawk: W. Cunningham, <i>Deputy</i> .
Wilmot	Jacob Bettschen: Jno. Ernst, <i>Deputy</i> .
Woolwich	John Meyer: Edw. Pasmore, <i>Deputy</i> .

#### TOWNSHIP MUNICIPALITIES.

**ARTHUR**: *Councillors*, J. M. A. Cameron, *Reeve*; Andrew Mitchell, — Hatfield, — Shaw, — Townsend. *Clerk*, Robert Mitchell, Arthur. *Superintendent of Schools*, Thomas Gordon.

**BENTINCK**: *Councillors*, George Jackson, *Reeve*; Alexander Smith, Alexander McPhail, James Burgess, H. S. Schofield. *Clerk*, John Boyd, Bentinck.

**DERBY**: *Councillors*, Richard Carney, *Reeve*; John Miller, Simon Hall, Nathaniel Herrimon, William Neelands. *Clerk*, George James Gale, Owen's Sound. *Superintendent of Schools*, W. A. Stephens.

**EGREMONT**: *Councillors*, David Cochran, *Reeve*; B. Crittenden, J. Smith, J. Sterrit, J. Brown. *Clerk*, Thomas Acheson, Normanby.

**ERAMOSA**: *Councillors*, Thomas Armstrong, *Reeve*; James Parkinson, Donald Black, A. L. Argo, James Mitchell. *Clerk*, W. Oliphant, Guelph. *Superintendent of Schools*, John Harris.

**ERIN**: *Councillors*, William Clark, *Reeve*; George Henshaw, *Deputy*; A. Rennie, George Ferguson, John Kott. *Clerk*, W. Tyler, Erin. *Superintendent of Schools*, Rev. Duncan McMillan.

**ARAFRAXA, AMARANTH, AND MELANCTHON**: *Councillors*, James Donaldson, *Reeve*; John Dobbin, H. McGowan, Nelson Hughson, Amaranth; Henry Bates, Melancthon. *Clerk*, John Skippen, Erin. *Superintendent of Schools*, W. W. Shand.

**GLENELG**: *Councillors*, A. B. McNab, *Reeve*; Allan Cameron, Donald McCormick, James Ledenham, Duncan Smith. *Clerk*, Niel McIntyre, Bentinck.

**GUELPH**: *Councillors*, B. Thurtell, *Reeve*; George Sunley, *Deputy*; Robert Boyd, William Logan, John Folton. *Clerk*, James Hough, Guelph. *Superintendent of Schools*, John Kirkland.

**HOLLAND**: *Councillors*, Charles Thorp, *Reeve*; Thomas Willoughby, Wm. Clark, Thomas Nicholson, Thomas Byers. *Clerk*, Henry Cardwell, Owen's Sound. *Superintendent of Schools*, Robert Breeze.

**NICHOL**: *Councillors*, John Watt, *Reeve*; — Laughrin, John Valentine, Archibald F. Sherratt, John Brockie. *Clerk*, James McQueen, Fergus. *Superintendent of Schools*, Rev. George Smellie.

**NORMANBY**: *Councillors*, W. Fox, *Reeve*; — Munro, — Stevenson, W. Wright, Wm. Watt. *Clerk*, John Nowlan, Normanby.

**PEEL AND MARYBOROUGH**: *Councillors*, Cornelius O'Callaghan, *Reeve*; Timothy O'Callaghan, John Naughton, Thomas Garbutt, Benjamin Jones. *Clerk*, John Wilton, Elora. *Superintendent of Schools*, John Wilton.

**PUSLINCH**: *Councillors*, John Cockburn, *Reeve*; Thomas Ellis, *Deputy*; David Stortor, James McRobie, Wm. Leslie. *Clerk*, Alexander Smith, Guelph. *Superintendent of Schools*, John Kirkland.

**SULLIVAN**: *Councillors*, W. Halliday, *Reeve*; Job Parson, John Walker, Robert Laurie, Chas. Crutchley. *Clerk*, , Sullivan. *Superintendent of Schools*, Robert Breeze.

**SYDENHAM**: *Councillors*, Robert Hoath, *Reeve*; Thomas Lunn, John Telfer, John Frost, Caleb Morden. *Clerk*, Wm. McKenzie, Owen's Sound. *Superintendent of Schools*, W. A. Stephens.

**WATERLOO**: *Councillors*, Jonathan B. Bowman, *Reeve*; Elias Snider, *Deputy*; Elias Eby, Henry Snider, George Davidson. *Clerk*, David S. Shoemaker, Berlin. *Superintendent of Schools*, Alexander Allan.

**WELLESLEY AND MORNINGTON**: *Councillors*, John Hawk, *Reeve*; W. Cunningham, *Deputy*; Adam Isthab, J. B. Krotsch, R. Robertson. *Clerk*, G. Ballard, Waterloo. *Superintendent of Schools*, A. Buchanan.

**WILMOT**: *Councillors*, Jacob Bettischen, *Reeve*; John Ernst, *Deputy*; Wm. Scott, Anthony Kaiser, Peter Irscherhart. *Clerk*, Michael Myers, Petersburgh. *Superintendent of Schools*, W. Schuler.

**WOOLWICH**: *Councillors*, John Meyer, *Reeve*; Edward Pasmore, *Deputy*; Peter Hay, Peter Winger, Wm. Veitch. *Clerk*, James Dow, Woolwich. *Superintendent of Schools*, W. Reynolds.

## DIVISION COURTS.

Judge of the County of Waterloo, His

Honour William D. Powell, Guelph.

**1st Division**—Guelph, Puslinch, and Eramosa. *Courts*, at Guelph, every two months—the last fortnight in February, April, June, August, October and December. *Clerk*, Alfred Baker, Guelph.

**2nd Division**—The Western part of Waterloo, Mornington, Wellesley, and the Dutch part or Block of Woolwich. *Courts*, at Berlin, in Waterloo, every two months, as above. *Clerk*, Thomas Sparrow, Berlin.

**3rd Division**—Wilmot. *Courts*, at Hambro', every two months, as above. *Clerk*, John Alchin, Haysville.

**4th Division**—Nichol, Peel, Maryborough, Arthur, the first ten concessions of Garafraxa, the Pilkington Tract in Woolwich, and Proton and Luther. *Courts*, at Fergus, every two months, as above. *Clerk*, James McQueen, Fergus.

**5th Division**—Erin, Garafraxa except the first ten concessions, Melancthon and Amaranth. *Courts*, at Erin village, every two months, as above. *Clerk*, Wm. Tyler, Erin.

**6th Division**—Derby, Sydenham, Holland, and Sullivan. *Courts*, at Sydenham, Owen's Sound, the third Mondays in January, March, July, and September. *Clerk*, John G. Gale, Sydenham.

**7th Division**—The Eastern part of Waterloo. *Courts*, at Preston, every two months, as in No. 1. *Clerk*, Otto Klotz, Preston.

**8th Division**—Arthur, Egremont, Normanby, Bentinck, and Glenelg. *Courts*, at Smith's Tavern, Egremont, the third Thursdays in January, March, July and September. *Clerk*, David Cochran, Egremont.

## XIX. WENTWORTH AND HALTON.

### UNITED COUNTIES. COUNTY TOWN, CITY OF HAMILTON.

M. P. P. for Wentworth, Dr. Harmanus Smith. M. P. P. for Halton, Caleb Hopkins. M. P. P. for Hamilton, Sir Allan N. Macnab. *Registrar* for Wentworth, Alexander Stewart, Hamilton. *Registrar* for Halton, Thomas Racey, Dundas.

#### COUNTY COUNCIL.

*Warden*, Robert Spence, Dundas. *Treasurer*, James Kirkpatrick, Hamilton. *Clerk*, James Durand, Hamilton. *Auditors*, H. C. Baker and T. M. Simons. *Solicitor*, John O. Hatt.

<i>Townships, Wentworth</i>	<i>Reeves, Wentworth</i>	<i>Reeves, Halton*</i>	
Ancaster	John Heslop. Moses H. Howell, <i>Deputy</i> .	Beverly	Seth Holcomb. John Bennett, <i>Deputy</i> .
Barton	Michael Burkholder.	Dumfries	Absalom Shade. Wendell Bowman, <i>Deputy</i> .
Binbrook	Andrew Hall.	Dundas, <i>Town</i>	Robert Spence.
Brantford	David Christie. Herbert Biggar, <i>Deputy</i> .	Esquesing	J Macnaughton. N. Lindsay, Flamborough, East
Brantford, <i>Town</i>	William Mathers. John H. Moore, <i>Deputy</i> .	Flamborough, West	Thomas Smith. [Deputy].
Glandford	Joseph Hannan.	Galt, <i>Village</i>	James Logie.
Onondaga and Tuscarora.	Wm. N. Alger.	Nassagaweya	Andrew Elliott.
Paris, <i>Village</i>	Hiram Capron.	Nelson	Alexander Macnaughton.
Saltfleet	John Williamson.	Trafalgar	George Gage. R. Douglas, Orr, <i>Deputy</i> .

\*The Reeves of Halton have formed themselves into a Provisional Council, in conformity with the provisions of the Act.

#### CITY OF HAMILTON.

**Mayor**, John Fisher. **Police Magistrate**, G. H. Armstrong. **ST. ANDREW'S WARD**: *Alderman*, John Fisher, **Mayor**. *Councillors*, Hutchinson Clark, Milton Davis. **ST. GEORGE'S WARD**: *Alderman*, H. C. Baker, *Councillors*, James Osborne, John Simpson. **ST. PATRICK'S WARD**: *Alderman*, Joseph S. Clement. *Councillors*, John Trilles, James Cummings. **ST. LAWRENCE WARD**, *Alderman*, Nehemiah Ford, *Councillors*, George F. Lynd, Edward Magill. **ST. MARY'S WARD**: *Alderman*, George Sunley. *Councillors*, Robt. McElroy,

Samuel Kirkendall. *Chamberlain*, John Brown; *Clerk*, C. H. Stokoe; *High Bailiff*, Samuel Ryckman; *Chief Constable*, James McCracken; *Constables*, Thos. Brosnahan and John Moore; *Clerk of the Market*, J. Branigan; *Inspector of Firewood*, Wm. McMillan; *Inspector of Streets and Sidewalks*, Wm. Allan; *Engineer*, R. W. Kerr; *Physician*, Dr. J. W. Hunter; *Superintendent House of Industry*, John Wilson; *Superintendent of Cemetery*, James Gay; *Superintendent of Schools*, C. O. Counsel.

#### TOWN OF BRANTFORD.

**Mayor**, Philip Cady VanBrocklin. *Councillors*, Wm. Mathews, *Reeve*; John H. Moore, *Deputy*; James Wilkes, Joseph Dalton, Alexander Lowen, Alexander Kirkland, Charles Watts, John Maxwell, James Woodsey, James McMichael, Wm. Wilkes, Henry

Yardington, Alfred Reid, and Charles R. Wilkes. *Clerk*, Charles Robinson. *Treasurer*, Duncan McKay. *Collector*, Wm. English. *Auditors*, Robert Sproul and Allan Cleghorn. *High Constable*, Wm. English.

## TOWN OF DUNDAS.

*Mayor*, James Coleman; *Councillors*, Robert Spence, Reeve; Thomas H. McKenzie, John Fairgrieve, Robt. Holt, David Byrns, John Paterson, Hugh McMahon, Jesse Spencer, John M. Thornton, Ephraim Sternburgh. *Clerk*, Walter Chisholm. *Treasurer*, Robert

Suter. *Collector*, A. F. Begue. *Assessors and Enumerators*, James Smith, Thomas Sheldrick, and James Echlen. *Auditors*, Henry Lavery and J. J. Ross. *High Bailiff*, Murdoch McDonald.

## VILLAGE OF GALT.

*Councillors*, Andrew Elliott, Reeve; John Davidson, William Ferguson, Sydney Smith, and Morris C. Lutz. *Clerk and Treasurer*, Adam Kerr. *Collector*, Henry McCrum. *Assessors and Enumerators*, Henry McCrum,

Thomas Neilson, John Battus. *Auditors*, Peter Cook, and Charles Brown. *Superintendent of Schools*, Rev. J. Strang.

## VILLAGE OF PARIS.

*Councillors*, H. Capron, Reeve; John Smith, Hugh Finlayson, George Macartney, and Asa Wolverton. *Clerk and Treasurer*, John Shilletto. *Collector*, Elias

P. Forsyth. *Assessor and Enumerator*, Robert Cairns. *Superintendent of Schools*, Rev. — Caw.

## TOWNSHIP MUNICIPALITIES.

**ANCASTER**: *Councillors*, John Heslop, Reeve; Moses H. Howell, Deputy; George B. Rosseaux, Philip Rymal, and James Calder. *Clerk*, Mathew Crooks. *Treasurer*, James Chep. *Superintendent of Schools*, Francis Cameron.

**BARTON**: *Councillors*, Michael Burkholder, Reeve; — Rymal, — Horning, D. K. Servos, M. Aikman. *Superintendent of Schools*, Patrick Thornton.

**BINBROOK**: *Councillor*, Henry Hall, Reeve; James Spittal, John Sidey, Andrew B. Sweazy, Dr. Kennedy. *Clerk*, James Duff. *Collector*, Brook Finlin. *Superintendent of Schools*, Rev. George Cheyne. *Assessors and Enumerators*, Wm. Ptolemy, Wm. Servos, and Wm. Moffat. *Auditors*, James Rice and Peter Dickson.

**BRANTFORD**: *Councillors*, David Christie, Reeve; Herbert Biggar, Deputy; James Cockshutt, Benson Jones, and Edward Vanderlip. *Clerk*, John Cameron. *Treasurer*, R. R. Stowbridge. *Superintendent of Schools*, Wellesley Johnston. *Wards*—1st. Commencing at the limit of the Corporation of the Village of Paris, on the Governor's Road, thence along the said road to the north-west corner of the township, thence south along the township line between Brantford and Burford, until it reaches the farthest limit of what is called the "Spade Tract," thence in an easterly direction along the northerly boundary of what is called the Kerr Tract, until it reaches the Grand River, at the south-east corner of lot number 22, in the 4th concession, then along the windings of the said river up the stream to the place of beginning. 2nd. Commencing at the south-east corner of lot number 22, in the 4th concession, thence westerly along the north boundary of what is called the Kerr Tract, till it reaches the Oakland line, thence along the Oakland line until it reaches the division line between the 1st and 2nd ranges of lots east of the Mount Pleasant Road, thence along the said division line to the south corner of lot number 10, thence along the division line between the lands of Messrs. Cockshutt and Stewart, to the Grand River, thence along the said river against the stream to the limits of the Corporation of the town of Burford, thence along the limits of the said Corporation to the Grand River, thence along the said River to the place of beginning. 3rd. Commencing on the Grand River, the division line between the lands of Cockshutt and Stewart, thence along the windings of the said river with the stream to the township line between the said township and the township of Tuscarora, thence along the said township line until it reaches the south-east corner of the said township of Brantford, thence along the township line between Oakland and Brantford to the division line between the 1st and 2nd ranges of lots east of the Mount Pleasant Road, thence along said division line to the south corner of lot number 10, thence along the division line between the lands of Cockshutt and Stewart to the place of beginning. 4th. Commencing at the north-east corner of the said township, thence along Dundas-street to the limits of the Corporation of the village of Paris, thence along the limits of said Corporation to the Grand River, thence along said river with the stream to the division line between the lands of Lieutenant-General Murray, Colonel Dixon, and one McCormack, thence along

said division line to the 3rd concession, thence along said concession to the Smith and Kerby Tract, thence northerly and southerly along the boundary of said tract, to the 3rd concession, to the division line between lots number 48 and 49, thence northerly along said division line to the boundary line between Ancaster and Brantford, thence along said boundary to the place of beginning. 5th. Commencing at the point where the division line between lots Nos. 48 and 49 reaches the boundary line between Brantford and Ancaster, thence along said line to the boundary line between Brantford and Onondaga, thence along the southerly boundary of said township of Brantford, to the Grand River, thence along said river against the stream to the limits of the Corporation of the town of Brantford, thence along the limits of said Corporation to the Grand River, thence along said river to the division line between lots 48 and 49, thence along said division line to the place of beginning.

**GLANFORD**: *Councillors*, Joseph Hannon, Reeve; James S. Wetenhall, James O. Lone, Alex. Binkley, and — McSherry. *Clerk*, Thomas Choate, Jr. *Treasurer*, Cyrus Smith. *Collector*, James Glem. *Assessors and Enumerators*, Jeremiah Horning, Gideon Smith, Richard Springer. *Auditors*, Wm. Smith, and Hewat Baker. *Superintendent of Schools*, Rev. Samuel Fenton.

**ONONDAGO AND TUSCARORA**: *Councillors*, Wm. N. Algar, Reeve; Peter M. Kenacher, Richard Cattan, George May, and Williani Oliver. *Clerk and Treasurer*, Robert Wade. *Collector*, Thomas Butler. *Assessors and Enumerators*, Adrian Marlet, John Hassard, and Peter Smith. *Auditors*, Robert Alger, and David Dick. *Superintendent of Schools*, Robert Wade.

**SALTFLEET**: *Councillors*, John Williamson, Reeve; — Carpenter, — Freeman, — Sowles, — Gage. *Superintendent of Schools*, Rev. George Cheyne.

**BEVERLY**: *Councillors*, Seth Holcomb, Reeve; John Bennett, Deputy; Malochi Sager, William Dickson, and John Vallance. *Clerk*, Wm. H. Barlow. *Treasurer*, H. G. Barlow. *Collector*, Thomas Dyt. *Superintendent of Schools*, Rev. John Porteous. *Assessors and Enumerators*, John Allan, James Thomson, Wm. Henderson, *Wards*—1st. The three first concessions till it reach the side line between lots eighteen and nineteen, 2nd. The three concessions as above, to commence at the side line between lots eighteen and nineteen, till it reach the township of Dumfries. 3rd. All the land from the rear of the third concession to the west and east, till it reach the side line between lots twelve and thirteen. 4th. In the same course as the last mentioned, till it reach the side line between lots twenty-four and twenty-five. 5th. The same as above from the rear of the third concession, by the east of the side line between lots twenty-

four and twenty-five, till it reach the West Flamboro' line.

**DUMFRIES:** *Councillors*, Absalom Shade, *Reeve*; Wendel Bowman, *Deputy*; Dr. Stimpson, Daniel Anderson, David Shantz. *Clerk and Treasurer*, J. McNaught, sen. *Superintendent of Schools*, Alex. Allan. *Wards*—1st. That part comprised within, the Gore and the first, second, third, fourth and fifth concessions of said township, bounded east by the township of Beverly, south by the township of Brantford, west by the allowance for road between lots eighteen and nineteen, and north by the allowance for road between fifth and sixth concessions. 2nd. Bounded south by the township of Brantford, west by the township of Blenheim, north by the allowance for road between fifth and sixth concessions, and east by the allowance for road between lots numbers eighteen and nineteen. 3rd. Bounded west by the township of Blenheim, north by the township of Waterloo, east in the twelfth concession by the line between lots twenty-nine and thirty, and in sixth, seventh, eighth, ninth, tenth and eleventh concessions, by the allowance for road between lots twenty-four and twenty-five. 4th. Bounded west by the allowance for road between lots numbers twenty-four and twenty-five in sixth, seventh, eighth, ninth, tenth and eleventh, to the twelfth concession line; thence along said line to the line between lots twenty-nine and thirty; thence along said line to the Waterloo town line, north by Waterloo, to the line between lots sixteen and seventeen; thence along said line to the allowance for road between eleventh and twelfth concessions; thence along said allowance to the allowance for road between lots numbers twelve and thirteen; thence along said allowance to the line between the fifth and sixth concessions; thence along said line to the allowance for road between lots twenty-four and twenty-five. 5th. Bounded west by the east boundary of ward number four, south by the allowance for road between fifth and sixth concessions, east by the township of Beverly, and north by the township of Waterloo.

**ESQUESING:** *Councillors*, John M'Naughten, *Reeve*; Ninian Lindsay, *Deputy*; James Young, William Thomson, and Robert Hall. *Clerk and Treasurer*, Richard Tracy. *Collector*, James Collins. *Superintendent of Schools*, Rev. Donald Fraser. *Assessors and Enumerators*, Jacob Snider, Joseph Ruddel, and James Stirrit. *Auditors*, Alexander Grout, and Thomas C. Watkins.

**FLAMBORO' EAST:** *Councillors*, Thomas Smith, *Reeve*; Alexander Brown, junr. James McMornies, Mark T. Crooker, and John Page. *Clerk and Superintendent of Schools*, James K. Griffin. *Treasurer*, Edward Evans. *Collector*, Henry F. Graham. *Assessors and Enumerators*, Wm. H. Griffin, Thomas Stock, and Richard L. Johnson. *Auditors*, Robert Lotendge, and Robert N. Hopkins. *Wards*—1st. Broken front, first and second concessions. 2nd. The third concession. 3rd. The fourth, fifth and sixth concessions. 4th. The seventh, eighth, ninth and tenth concessions. 5th. The eleventh, twelfth, thirteenth and fourteenth concessions.

**FLAMBORO' WEST:** *Councillors*, James Logie, *Reeve*; Wm. Miller, Joseph Webster, Walter Bain, and Mathew Peebles. *Clerk*, Alexander Crooks.

## DIVISION COURTS.

Judge of the United Counties of Wentworth and Halton, His Honour Miles O'Reilly, Hamilton.

**1st Division**—City of Hamilton, Townships of Barton, Gianford, Binbrook, and Saltfleet. *Clerk*, R. W. McDonald, Hamilton. *Courts*, in Hamilton, eight or nine times in the year.

**2nd Division**—Dundas, Ancaster, West Flamborough, and east part of Beverly. *Clerk*, A. F. Begue, Dundas. *Courts* in Dundas, eight or nine times in the year.

**3rd Division**—Brantford Town and Township and West Tuscarora, and Onondaga. *Clerk*, Henry Racey, Brantford Town. *Courts* in Brantford, every two months.

**4th Division**—Galt, west part of Beverly, and north-west part of Dumfries. *Clerk*, John J. Hurl, Galt. *Courts* in Galt, every two months.

*Treasurer*, John Weir. *Superintendent of Schools*, Richard Craddock. *Assessors and Enumerators*, Thos. Morris, Samuel Binckly, Walter McFarlane. *Auditors*, Andrew T. Kirby, Dr. James Hamilton. *Wards*—1st. Lots number one to six, inclusive, in first, second, third, fourth and fifth concessions, inclusive. 2nd. Lots numbers seven to twelve, inclusive, including first, second, third, fourth and fifth concessions. (Not to include any part of the corporation of Dundas.) 3rd. Lots numbers thirteen to eighteen, inclusive, and including first, second, third, fourth and fifth concessions. (Not to include any part of the corporation of Dundas.) 4th. Lots numbers nineteen to twenty-eight, inclusive, to the east boundary of the township, and including first, second, third, fourth and fifth concessions. 5th. Lots numbers one to fourteen in the sixth concessions, and one to eleven in the seventh concession, and one to nine in the eighth concession, and one to six in the ninth concession, and one to three in the tenth concession, with the Gore lots north-west, or the whole of said sixth, seventh, eighth, ninth and tenth concessions.

**NASSAGAWAYA:** *Councillors*, Alexander M'Naughten, *Reeve*; Thomas Easterbrook. *Superintendent of Schools*, Angus Stewart.

**NELSON:** *Councillors*, Andrew Gage, *Reeve*; R. Douglas, *Deputy*; James Gage, Wm. Kelly, T. Cooper, Titus G. Cummings. *Clerk and Treasurer*, Wm. McCoy. *Collectors*, Vicors Pearl, and Walter O'Reilly. *Assessors and Enumerators*, George G. Crooks, Robert Miller, and Wm. Panton. *Auditors*, Wm. Spence, and Francis Hamburg. *Wards*—1st. Lots one, two, three, four, five, six, seven, eight and nine, in the sixth concession of the old survey, north and south Dundas street, including what is termed broken fronts opposite said lots. 2nd. Lots numbers ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen and seventeen, in the sixth concession of the old survey, north and south Dundas street, including what is termed the broken fronts opposite said lots. 3rd. Lots numbers eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-three and twenty-four, in the sixth concession of the old survey, north and south Dundas street, with that part of what is termed Wellington Square, in said township. 4th. The first, second and third concessions of what is termed the new survey. 5th. The fourth, fifth, sixth and seventh concessions of what is termed the new survey.

**TRAFALGAR:** *Councillors*, George K. Chisholm, *Reeve*; Joseph Orr, *Deputy*; Samuel Clark, James Applebee, and Hugh Foster. *Clerk*, Robert Balmer. *Treasurer*, Justus W. Williams. *Collector*, William Moore. *Assessors and Enumerators*, Robert Leach, Michael Snider, and John Jackson. *Superintendent of Schools*, Arthur C. Verner. *Wards*—1st. That part of the new survey of Trafalgar, known as the first, second, third, fourth, and fifth concessions. 2nd. The sixth, seventh, eighth, ninth, tenth and eleventh concessions in the new survey. 3rd. Lots numbers one to thirteen inclusive, in the old survey, north and south of the Dundas street. 4th. Lots numbers thirteen to twenty-five inclusive, in the old survey, north and south of the Dundas street. 5th. Lots from twenty-sixth to the town line of Nelson, in the old survey, north and south of the Dundas street.

**5th Division**—Oakville, Trafalgar, and Esquesing. *Clerk*, Thos. S. Harris, Trafalgar. *Courts* at Oakville, every two months.

**6th Division**—Nelson, Nassagawaya, and East Flamborough, including Wellington Square. *Clerk*, William McCoy, Hannahsville. *Courts* at Hannahsville, Nelson, every two months.

**7th Division**—Caledonia, Seneca, and Oneida, and east parts of Tuscarora, and Onondaga. *Clerk*, Alexander Scobie, Caledonia, Seneca, P. O. *Courts* at Caledonia, every two months.

**8th Division**—South part of Dumfries, and small part of the Township of Brantford. *Clerk*, J. A. Penton, Paris. *Courts* at Paris, every two months.

# XX. YORK.

## COUNTY TOWN, CITY OF TORONTO.

M. P. P. for East Riding, Peter Perry. M. P. P. for North Riding, Hon. Robert Baldwin. M. P. P. for South Riding, Hon. James H. Price. M. P. P. for West Riding, Joseph C. Morrison. M. P. P. for Toronto, Hon. Henry Sherwood, and William Henry Boulton. *Registrar* for York, Samuel Ridout, Toronto.

## COUNTY COUNCIL.

*Warden*—Franklin Jackes, Toronto. *Treasurer*—James S. Howard, Toronto. *Clerk*—John Elliott, Toronto. *Auditors*—R. Moore, and C. Wilmot, Toronto. *Engineer*—F. W. Cumberland, Toronto.

*Townships, East Riding.* *Reeves, East Riding.* *Townships, South Riding.* *Reeves, South Riding.*  
Markham. .... Amos Wright, David Reesor, [Deputy.] Etobicoke. .... W. Gamble: W. Wadsworth, [worth, Deputy.]

Oshawa, Village. .... Thomas N. Gibbs. King. .... Geo. Hughes: Jos. Wells, [Deputy.] Pickering. .... W. H. Mitchell, R. A. Parker, [Deputy.] Vaughan. .... J. W. Gamble: D. Bridgeford, [Deputy.]

Scarboro'. .... P. Secor: J. P. Wheeler, [Deputy.] York. .... F. Jackes, W. James, [Deputy.]

Whitby. .... Ezra Annis: W. Allison, Deputy [Deputy.] *Townships, North Riding.* *Reeves, North Riding.*

Brock. .... R. Sproule.

Georgina. .... C. Howard.

Gwillimbury, East. .... William Nelson.

Gwillimbury, North. .... J. Bennett.

Mara and Rama. .... M. Macdonagh.

Reach. .... A. W. Ewers: T. Paxton, [Deputy.] Scott. .... G. K. Vernon, [Deputy.]

Thora. .... K. Cameron.

Uxbridge. .... Jos. Gould.

Whitchurch. .... Jos. Hartman: H. Wideman, [Deputy.]

*Townships, West Riding.* *Reeves, West Riding.*

Albion. .... H. Abercrombie: J. Lindsey [Deputy.]

Caledon. .... W. Stone: J. Kirkwood, [Deputy.]

Chinguacousy. .... George Wright: Jas. Hamilton, [Deputy.]

Toronto. .... Joseph Wright: S. Price, [Deputy.]

Toronto Gore. .... Thomas Graham.

## CITY OF TORONTO

*Mayor*—George Gurnett. *Chamberlain*—Andrew T. McCord: *Assistant*—John Boyd. *Clerk*—Charles Daly: *Assistant*—John Wilson.

*St. GEORGE'S WARD*: *Alderman*, George Gurnett; *Councillors*, James Ashfield, Samuel Thompson.

*St. ANDREW'S WARD*: *Alderman*, George Duggan; *Councillors*, John Ritche, Thomas Armstrong.

*St. PATRICK'S WARD*: *Alderman*, Wm. A. Campbell; *Councillors*, Jonathan Dunn, John Bugg.

*St. JAMES' WARD*: *Alderman*, J. G. Bowes; *Councillors*, Robert James, Edwin Bell.

*St. DAVID'S WARD*: *Alderman*, Richard Dempsey; *Councillors*, Wm. Davis, George Coulter.

*St. LAWRENCE WARD*: *Alderman*, Joshua G. Beard; *Councillors*, Samuel Platt, John Thomas Smith.

*Inspectors, East*: Thomas Garlic; *West*: Charles McLennan. *Chief Constable of Police*: George L. Allen. *High Bailiff*: John Watkins. *Auditors*: A. B. Townley, Geo. A. Barber. *Assessors*: James Trotter, Joseph Dixon, William Osborne. *Police Constables*: Robert H. Trotter, Thomas Kenny, Jonathan B. Townsend, Robert Campbell, Philip Steer, Alexander Dill, Charles McCaffrey, Michael Lalley.

## VILLAGE OF OSHAWA.

*Councillors*, Thomas N. Gibbs, *Reeve*; J. B. Warren, R. Moscrip, P. Watt, S. B. Fairbanks. *Clerk*, W. F. McMaster, Oshawa.

## TOWNSHIP MUNICIPALITIES.

*ALBION*: *Councillors*, Hugh Abercrombie, *Reeve*; J. Lindsey, *Deputy*; J. Stone, Geo. Evans, J. Evans. *Clerk*, Richard Bradley, Bolton, P. O.

*BROCK*: *Councillors*, R. Sproule, *Reeve*; A. Munro, Wm. Cowan, Robt. McCulley, N. Bolster. *Clerk*, J. Metcalf, Kennington P. O. *Superintendent of Schools*, J. H. Thompson.

*CALEDON*: W. Stone, *Reeve*; J. Kirkwood, *Deputy*; J. Richardson; W. McClellan, Capt. Willoughby. *Clerk*, G. Dodds, Caledon P. O. *Wards*.—1st. Lots number one to ten inclusive, in the first, second, third, fourth, fifth and sixth Concessions west of Centre Road.

2nd. Lots number one to ten inclusive in the first second, third, fourth, fifth and sixth Concessions east of Centre Road. 3rd. Lots number eleven inclusive to the northern termination of the Township, in the third, fourth, fifth and sixth Concessions east. 4th. Lots number eleven inclusive to the northern termination of the Township in the Concessions one and two east and west of the Centre Road. 5th. Lots number eleven inclusive, to the northern termination of the Township in the third, fourth, fifth and sixth Concessions west of the Centre Road.

*CHINGUACOUSY*: *Councillors*, Geo. Wright, *Reeve*; James Hamilton, *Deputy*; W. Allan, Robt. Forrest, J. Little. *Clerk*, D. Lynch, Brampton, P. O. *Superintendent of Schools*, Reverend J. Pringle. *Wards*.—1st. Lots from the Town line between Toronto and

Chinguacousy, from Lot one to thirty-four inclusive, the first Concession east and west including the centre road. 2nd. From one to seventeen inclusive, from two, three, four, five and sixth Concessions east of centre road. 3rd. From seventeen to thirty-four inclusive, from the second, third, fourth, fifth and sixth Concessions east of the centre road. 4th. From one to seventeen inclusive, from the second, third, fourth, fifth and sixth Concessions west of the centre road. 5th. From seventeen to thirty-four inclusive, from the second, third, fourth, fifth and sixth Concessions west of the Centre road.

*ETOBICOKE*: *Councillors*, W. Gamble, *Reeve*; W. Wadsworth, *Deputy*; J. Fisher, J. Appleby, Geddes. *Clerk*, W. Musson, Etobicoke, P. O. *Superintendent of Schools*, Rev. J. J. Hodgskin. *Wards*.—1st. All the Land south of the following boundary—commencing at the River Humber, between lots two and three, in the King's Mill Reserve, then south-west between the said Lots through the said Reserve, thence continuing westwardly between Lots eleven and twelve across Meridional Concessions two and three, thence south-west, still along the line between Concessions three and four, from the Lake to the west boundary of the Township. 2nd. All the land contained between the last mentioned boundary, and the line along on the south of Lot number twelve, all across the Township. 3rd. All the Land between the southern limit of Lot

number twelve, and the northern limit of lot twenty-one, all across the Township. 4th. All the Land between the southern limit of lot number twenty-two on the south, and the northern limit of lot number thirty-one on the north, all across the Township. 5th. All the Land in the said Township, north of the line between Lots thirty one and thirty-two.

GEORGINA : *Councillors*, C. Howard, *Reeve*; R. Johnston, J. Fairbairns, S. Parke, — Donnel, *Clerk*, M. Mossington, Georgina, P. O. *Superintendent of Schools*, Rev. J. Gibson.

EST. GWILLIMBURY : *Councillors*, Wm. Nelson, *Reeve*; J. H. Wilson, T. Brothers, W. Miller, J. Doan, *Clerk*, H. D. Wilson, Sharon, P. O. *Superintendent of Schools*, Dr. Morton.

NORTH GWILLIMBURY : *Councillors*, J. Bennett, *Reeve*; D. Sprague, Senr., J. Prosser, R. Sheppard, J. Morden, *Clerk*, R. Sheppard, junr., Keswick, P. O. *Superintendent of Schools*, W. B. Terry.

KING : *Councillors*, Geo. Hughes, *Reeve*; Jos. Wells, *Deputy*; Jos. Baldwin, Septimus Tyrwitt, J. J. Powley. *Superintendent of Schools*, Pringle Shaw, *Clerk*, Jos. Wood, King, P. O. *Wards*.—1st. The first, second, third and fourth Concessions, from Number one to Number eighteen inclusive. 2nd. The fifth, sixth, seventh and eighth Concessions, two-thirds of the ninth Concession, easterly from number one to eighteen inclusive. 3rd. The first, second, third and fourth Concessions, from number nineteen to thirty-five inclusive. 4th. The fifth, sixth, seventh and eighth Concessions, two-thirds of the ninth Concession, the easterly part from number nineteen to thirty-five inclusive. 5th. One third of the westerly part of the ninth Concession, all the tenth, eleventh and twelfth Concessions.

MARA AND RAMA : *Councillors*, M. McDonagh, *Reeve*; P. Clarke, M. Kelly, J. McPherson, W. Ritchie, *Clerk*, W. C. Mattice, Mara, P. O.

MARKHAM : Amos Wright, *Reeve*; David Reesor, *Deputy*; W. Miller, A. Reesor, C. Pringle, *Superintendent of Schools*, Rev. J. Boyd, *Clerk*, John Keller, Markham Village. *Wards*.—1st. First, second, third and fourth Concessions from one to fifteen inclusive. 2nd. First, second, third and fourth Concessions from number sixteen to number thirty-five inclusive. 3rd. Fifth, sixth, seventh and eighth Concessions from number one to fifteen inclusive. 4th. Fifth, sixth, seventh and eighth Concessions from number sixteen to thirty-five inclusive. 5th. Ninth, tenth and eleventh Concessions.

PICKERING : *Councillors*, W. H. Michell, *Reeve*; R. A. Parker, *Deputy*; — Green, Joseph Wixson, P. Taylor, *Clerk*, Hy. Beaton, Pickering, P. O. *Superintendent of Schools*, Rev. A. M. Waddell. *Wards*.—1st. Lots one to eighteen inclusive, from the lake to the rear of third concession. 2nd. Lots nineteen to western limit of township, from the lake to the rear of the third concession. 3rd. Lots numbers one to eighteen inclusive, from the third concession road, to the rear of the seventh concession, 4th. Lot number nineteen to the western limit of the township, from the third concession road, to the rear of the seventh concession. 5th. The whole of the eighth and ninth concessions.

REACH : *Councillors* Abel, W. Ewers, *Reeve*; T. Paxton, *Deputy*; J. Truax, Wm. Ward, Robert Wells, *Clerk*, D. Mitchell, Reach, P. O. *Superintendent of Schools*, Richard Lund.

SCARBORO : *Councillors*, P. Secor, *Reeve*; J. P. Wheeler, *Deputy*; W. Hellewell, C. Thompson, E. Conell. *Superintendent of Schools*, Rev. T. Wightman, *Clerk*, W. Chamberlayne, Scarboro, P.P. *Wards*.—1st. Concessions A, B and C. 2nd From the east township line to lot number eleven inclusive, through concessions D, first, second, third, fourth and fifth. 3rd. From the line running between lots eleven and twelve to the line between lots twenty and twenty-one through concession D, first, second, third, fourth and fifth. 4th. From the line running between lots twenty and twenty-one to the line between lots twenty-eight and twenty-nine, through concession D, first, second, third, fourth and fifth. 5th. From the line running between lots twenty-eight and twenty-nine to the west township line, through concessions D, first, second, third, fourth and fifth.

SCOTT : *Councillors*, G. K. Vernon, *Reeve*; Levi Card, Wm. Taw, Thomas Thompson, G. F. Vernon. *Superintendent of Schools*, A. Bagshaw, *Clerk*, Geo. Thompson, Uxbridge, P. O.

THORAH : *Councillors*, K. Cameron, *Reeve*; Alex. Braik, Donald Cameron, George Proctor, C. Robinson, *Clerk*, G. McKay, Beavertown, P. O. *Wards*.—1st. School section number one. 2nd. School section number two. 3rd. School section number three. 4th. School section number four. 5th. School section number five.

TORONTO : *Councillors*, J. Wright, *Reeve*; Samuel Price, *Deputy*; W. Thompson, Charles Romain, C. Row, *Clerk*, J. Embleton, Streetsville, P. O. *Superintendent of Schools*, Adam Simpson. *Wards*.—1st. The south-west section of the township, commencing at the township line, west at the centre of the second concession, north Dundas street, then along the centre of said concession to lot number twenty-six, thence west of the allowance for road between lots twenty-one and twenty-two to Dundas street, thence west of what is called the Streetsville road, to Port Credit Bridge, then west of the River Credit to the Lake shore. 2nd. The easterly section of the old survey, bounded on the west by the easterly limit of the first ward, and on the north extending to the centre of the second concession, north Dundas street, from lot twenty-five to the easterly township line. 3rd. The fourth, fifth and sixth concessions, west Hurontario street, and the north half of the second concession, north Dundas street, in the old survey, from the west township line to lot twenty-five. 4th. The north half of the second concession, Dundas street, from lot twenty-six to lot eleven, in the old survey, and the first, second and third concessions west Hurontario street, and first concession east, in the new survey. 5th. The north half of the second concession, north Dundas street, from lot number twelve to the eastern township line in the old survey, and the second, third, fourth, fifth and sixth concessions east Hurontario street.

GORE OR TORONTO : *Councillors*, Thomas Graham, *Reeve*; T. Bairil, W. Taylor, J. Slightholm, J. S. Morienne, *Clerk*, J. Tegg, Stanley Mills, P. O. *Wards*.—1st. The northern division of the seventh Concession. 2nd. The northern division of the eighth Concession. 3rd. The northern division of the ninth Concession. 4th. The tenth, eleventh and twelfth Concessions. 5th. Lots number one to ten inclusive, in the seventh and eighth Concessions southern division.

UXBRIDGE : *Councillors*, Jos. Gould, *Reeve*; J. Hiburn, S. Widdifield, T. Millard, — Sangster, *Clerk*, John Wideman, Stouffville, P. O. *Superintendent of Schools*, A. Bagshaw.

VAUGHAN : *Councillors*, J. W. Gamble, *Reeve*; D. Bridgford, *Deputy*; — Smelie, J. Lowry, J. Addams, *Clerk*, J. Ashton, Pine Grove. *Wards*.—1st. Lots one to seventeen inclusive, in first, second, third and fourth Concessions. 2nd. Lots eighteen to thirty-five inclusive, in the first, second, third and fourth Concessions. 3rd. Lots one to seventeen inclusive, in the fifth, sixth and seventh Concessions, and in the east half of the eighth Concession. 4th. Lots eighteen to thirty-five inclusive, in the fifth, sixth, seventh and eighth Concessions, and in the east half of the ninth Concession. 5th. Lots one to seventeen inclusive, in west half of the eighth Concession; Lots one to seventeen inclusive, on the ninth Concession; Lots eighteen to thirty-five inclusive, in the west half of the ninth Concession; with all the lots in the tenth and eleventh Concessions.

WHITBY : *Councillors*, Ezra Annis, *Reeve*; W. Allison, *Deputy*; J. Black, L. Harden, junr., J. S. Burns, *Clerk*, Chester Draper, Brooklyn, P. O. *Superintendent of Schools*, Rev. R. H. Thornton.

WHITCHURCH : *Councillors*, Jos. Hartman, *Reeve*; Hy. Wideiman, *Deputy*; S. Pearson, G. Playter, John Macklin, *Clerk*, Jos. Hewett, Newmarket. *Superintendent of Schools*, L. Kribbs.

YORK : *Councillors*, F. Jackes, *Reeve*; W. James, *Deputy*; J. Eastwood, T. Mulholland, C. Duncan, *Clerk*, J. Wilson, 4th, York Mills. *Superintendent of Schools*, Elihu Pease. *Wards*.—1st. All that part of the town-

ship lying east of Yonge Street and south of the side line between lots five and six in the first, second, third and fourth Concessions. 2nd. All that part of the Township east of Yonge Street, and north of the side line between lots five and six in the first, second, third and fourth Concessions. 3rd. All that part of the Township west of Yonge Street, and bounded on the north by the side line between lots five and six to the

rear of the third Concession ; then south to the limit of the Bay Block ; then west along that line to the River Humber. 4th. Lots Number 6 to 25 inclusive, in the first, second, and third Concessions west of Yonge Street. 5th. Lots Number one to twenty-five inclusive in the fourth and fifth Concessions, together with all the lots in the sixth and seventh Concessions west of Yonge Street.

## DIVISION COURTS.

Judge of the County of York, The Honourable S. B. Harrison, Toronto.

**1st Division**—The City of Toronto, the Townships of York and Scarboro', and all that part of Etobicoke, south of the line dividing Lots numbers sixteen and seventeen. *Courts* at Toronto, every three weeks. *Clerk*, A. B. Sullivan, Toronto.

**2nd Division**—The Township of Toronto, and all that part of Chinguacousy west of the Centre Road, which lies south-east of the line between Lots twenty-two and twenty-three, and all that part of the same Township east of the Centre Road, which lies south-east of the line between lots numbers ten and eleven. *Courts* at Streetsville, every two months. *Clerk*, John Burns, Streetsville.

**3rd Division**—The Township of Caledon, the first, second, third and fourth Concessions of Albion, and all that part of Chinguacousy not included in Division number two. *Courts* at Sand Hill, every two months. *Clerk*, Tobias Switzer, Sandhill, Albion.

**4th Division**—The Townships of Whitby and Reach. *Courts* at Oshawa, every two months. *Clerk*, S. B. Fairbank's, Oshawa.

**5th Division**—The Township of Markham, the first, second, third, fourth and fifth Concessions of Vaughan, lots one to ten inclusive, in first, second, third, fourth and fifth Concessions of King, and all that part of Whitchurch, which lies south of the line dividing

lots ten and eleven. *Courts* at Richmond Hill, every two months. *Clerk*, C. M. Keller, Richmond Hill.

**6th Division**—The Townships of East Gwillimbury and North Gwillimbury, the first, second and third Concessions of Scott, all that part of King which lies north of the line dividing lots ten and eleven, and east of the line between the fifth and sixth Concessions, and all that part of Whitchurch not included in Division number five. *Courts* at Newmarket, every two months. *Clerk*, J. C. Hogaboon, Sharon.

**7th Division**—The Townships of Pickering and Uxbridge. *Courts* at Pickering, every two months. *Clerk*, Joseph Wilson, Pickering.

**8th Division**—The Townships of Georgina, Brock, Thora, Mara and Rama and that part of Scott not included in Division number six. *Courts* at Beaverton, every three months. *Clerk*, Chas. Robinson, Beaverton.

**9th Division**—The Township of Gore of Toronto, that part of Albion East of the line between the fourth and fifth Concessions ; the remainder of King not included in Divisions numbers five and six, that part of Vaughan not included in Division number five, and that part of Etobicoke not included in Division number one. *Courts* at Clairville, every two months. *Clerk*, Tobias Switzer, Jr., Clairville, Gore of Toronto.



1798-21-Sept  
Bide- Corrections in the Globes of Sept 1850

# MUNICIPAL CORPORATIONS,

UPPER CANADA.

ACT 12 VIC., CAP. 81.

*An Act to provide, by one general law, for the erection of Municipal Corporations, and the establishment of Regulations of Police, in and for the several Counties, Cities, Towns, Townships and Villages in Upper Canada.*

[30th May, 1849.]

WHEREAS it will be of great public benefit and advantage that provision should be made, by one general law, for the erection of Municipal Corporations and the establishment of Regulations of Police in and for the several Counties, Cities, Towns, Townships and Villages in Upper Canada: And whereas, with a view to this object, certain Acts of the Parliament of this Province, and certain others of the Parliament of the late Province of Upper Canada, have, by an Act passed during this present Session of Parliament been repealed: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower-Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That this Act shall commence and have force and effect upon, from and after the first day of January, in the year of our Lord, one thousand eight hundred and fifty, and not before; excepting always such of its provisions as may require that any thing be done preparatory to the first elections to be held under it, which provisions shall be in force immediately upon, from and after the passing thereof.

Preamble.

Commencement of this Act.

Exception as to preparatory proceedings.

## I. TOWNSHIPS.

II. And be it enacted, That the inhabitants of each Township in Upper Canada, which shall have one hundred or more resident freeholders or householders on the Collector's Roll thereof, for the last year that the same shall have been made up, prior to the time this Act is appointed to come into force, shall be a Body Corporate, and as such shall have perpetual succession and a Common Seal, with power to break, renew and alter the same at pleasure, and shall be capable of suing and being sued, of pleading and being impleaded in all Courts and places whatsoever, of purchasing, acquiring and holding lands and tenements, and other real and personal property within such Township for the use of the inhabitants thereof, in their corporate capacity, and of making and entering into such contracts as may be necessary for the exercise of their corporate functions, and that all such powers shall be exercised by, through and in the name of the Municipality of each Township respectively.

Inhabitants of Townships incorporated.

Their Corporate powers.

How exercised.

III. And be it enacted, That it shall be the duty of the Municipal Council for each District in Upper-Canada, at a Special Meeting to be held for that purpose on the second day of October next after the passing of this Act, and to be continued by adjournment from time to time to

Townships having less than a certain population to be united to others, & how

such period not being beyond the second day of November next thereafter, as may be necessary for completing the business hereby imposed upon them, by a By-law to be passed for that purpose at such meeting, to attach every Township lying within any County in their District which shall have within it less than one hundred resident freeholders and householders on the Collector's Roll for the last year, that the same shall have been made up prior to the said second day of October next, to some other adjacent Township lying within the same County, and such Township so united or attached to such adjacent Township, shall, until the dissolution of such Union as provided for by this Act, be known as the Junior Township of such Union of Townships, and be represented in one Municipality in common with such adjacent Township, which shall in like manner be known as the Senior Township of such Union; and from and after the first day of January next, after the passing of this Act, every Township newly laid out by the Crown, or not having within it one hundred resident freeholders and householders on the Collector's Roll, and not then already attached to or united with any other Township as aforesaid, shall, by a By-law of the Municipal Council of the County in which such Township shall be situate, be united for the purposes of this Act to such adjacent Township, in such County as such Municipal Council shall think fit, and also to some one particular rural Ward of such Township, where such last mentioned Township shall have been divided into such Wards, or part of it to one of such Wards and part of it to another of such Wards, with a view to the representation of the freeholders and householders thereof, in the Municipality of such United Townships, and all such Townships shall, while they shall continue so united, be called *The United Townships of* *mentioning their names*, and the word Township, shall for the purposes of this Act, be held and considered to apply to and include Townships so united as well as single Townships, and such Unions may be made to consist of two or more Townships, as convenience may require.

Which shall be the Junior Township.

As to Townships newly laid out or having less than a certain population after 1st Jan. 1850.

As to Townships having Rural Wards.

Word "Township" interpreted.

Townships may be divided into Rural Wards, and how.

A place in each Ward to be appointed for elections, &c.

Publication of By-laws for a division into Wards.

IV. And be it enacted, That it shall and may be lawful for every such Municipal Council if they deem it expedient so to do, in and by such By-law, to divide each of the Townships (including Unions of Townships as aforesaid,) in each County, into rural Wards, for the election of Township Councillors, for such Township excluding from such Wards any and every Incorporated Village, Town or City, and the liberties thereof lying within the limits of such Township, which Division into rural Wards shall be made in such manner that the several Wards in each of such Townships shall, as regards the number of freeholders and householders entitled to vote at the election of Township Councillors for the same, respectively, be as nearly equal as practicable, regard being however also had to the convenience of such freeholders and householders, and to the rendering each of such rural Wards as compact as circumstances will permit.

V. And be it enacted, That every such Municipal Council, whenever by such By-law they shall divide any such Township into rural Wards as aforesaid, shall in the same By-law appoint a convenient place in each of such Wards for holding the election of Township Councillors for such Ward, and shall also appoint a fit and proper person to hold the first election of a Township Councillor in each of such Wards respectively.

VI. And be it enacted, That copies of every such By-law shall be published by every such Municipal Council, twice at least in the Official Gazette of this Province, and at least four times in some public newspaper, if any there be published in such County, and copies thereof shall be moreover posted up in the four most public places in each Township in such County.

VII. And be it enacted, That every such Municipal Council, whenever by such By-law they shall divide any such Township into rural Wards as aforesaid, and shall fix the places for holding the first elections in such Wards and appoint Returning Officers for holding the same, shall cause a copy of such By-law under their seal to be delivered to the person appointed to hold the election for each of such Wards, or to be left for him at his usual place of residence one calendar month at least prior to the time for holding the election, and every such person shall, and he is hereby required to hold the first election of Township Councillor for the Ward to which he shall be so appointed, and in default thereof shall be liable to a penalty of not more than Ten pounds for his default in the premises.

Copy of By-laws to be sent to the person appointed to hold the election in a Rural Ward, &c.

VIII. And be it enacted, That it shall and may be lawful for the Municipality of each Township from time to time by any By-law or By-laws to be passed for that purpose, to divide such Townships anew into several Wards as aforesaid, re-arranging the same so as more effectually to accomplish the objects aforesaid, every which division by such Municipality shall supersede that so to be made by such District or County Municipal Council, as well as every previous division made by such Municipality, itself; Provided always, nevertheless, that no such first mentioned By-law shall be of any force or effect unless the same shall have been passed by a vote of at least four fifths of the members of such Municipality for the time being.

Any Township division into Rural Wards may be altered.

IX. And be it enacted, That it shall and may be lawful for the Municipality of each Township, from time to time, by any By-law or By-laws to be passed for that purpose, to appoint a fit and convenient place in each of the several Wards into which such Township shall be divided for holding the election of Township Councillors, therefore, every which appointment shall supersede that made by such District or County Municipal Council, as well as any appointment previously made by such Municipality.

Proviso as to By-law for altering it.

X. And be it enacted, That it shall be the duty of every Township Municipality whose Township shall be divided into rural Wards as aforesaid, to appoint annually fit and proper persons to be the Returning Officers for holding the elections of Township Councillors in the several rural Wards into which such Township shall be so divided.

Place for holding elections may be altered.

XI. And be it enacted, That whenever any Junior Township of any such Union of Townships as hereinbefore mentioned and provided for, shall have within it one hundred resident freeholders and householders on the Collector's Roll, it shall and may be lawful for the Municipal Council of the County in which such Township shall lie, if they shall deem it expedient so to do, by a By-law to be passed for that purpose within the first nine calendar months of the following year, to divide such Junior Township into rural Wards, to fix the place for holding the first election of Councillors in each of such Wards, and to appoint Returning Officers for holding the same, and otherwise to provide for the due holding of such elections, as nearly as may be in the manner prescribed in and by the fourth, fifth, sixth and seventh preceding sections of this Act.

Returning Officers to be appointed.

Provision as to division of the Junior Townships into Wards in case of separation.

XII. And be it enacted, That whenever any Junior Township of any such Union of Townships as is hereinbefore mentioned and provided for, shall have within it one hundred resident freeholders and householders on the Collector's Roll, such Junior Township upon, from and after the first day of Januaty, in the year next but one thereafter, shall be incorporated by itself, and such Junior Township and the other Township or Townships to which it shall have been theretofore united, shall, from thenceforth to all intents and purposes whatsoever, be held and considered as separate Townships.

Provision for separation when the Junior Townships have sufficient population.

Provision as to proper alterations in the remaining Township, for elections, &c., Rural Wards, &c.

Proviso as to majority to pass the By-law.

Proviso : Commencement of By-law.

Provision as to elections if the proper alterations have not been made, &c.

Proviso : if parts of Ward remain in the Senior Township.

Number of Rural Wards in each Township.

When a Township united to another shall be incorporated by itself.

No part of Cities, &c., to form part

XIII. And be it enacted, That whenever any Junior Township attached or united to another as hereinbefore mentioned and provided for, shall have within it one hundred resident freeholders and householders on the Collector's Roll, it shall and may be lawful for the Municipality of such Union of Townships, if they shall deem it expedient so to do, by a By-law to be passed for that purpose within the first nine calendar months of the following year, to divide the remaining Township or Townships of such Union anew into rural Wards, to fix the place for holding the first election of Councillors in each of such Wards after the dissolution of such Union, and to appoint Returning Officers for holding the same, and otherwise to provide for the due holding of such elections as nearly as may be in the manner prescribed in and by the eighth, ninth and tenth preceding sections of this Act : Provided always, nevertheless, firstly, that such By-law need not be passed by a vote of two thirds of the members for the time being of such Municipality as required with respect to some of such particulars by the proviso to the said eighth section, but shall be valid and effectual for all purposes whatever if passed by a majority of such Municipality in the usual way ; Provided also, secondly, that every such By-law shall contain a provision limiting it to come into force and take effect upon, from and after the first day of January, upon which such Union shall be dissolved, and not before.

XIV. And be it enacted, That whenever such new Division into Wards shall not have been made by the Municipality of any Union of Townships according to the next preceding section of this Act, in anticipation of the dissolution of such Union, and in consequence of the whole of any one or more of the rural Wards of any such Union of Townships lying wholly within the limits of any Junior Township of such Union, the other Township or Townships of such Union, upon the dissolution of such Union as provided for by this Act, shall be left without a sufficient number of Wards for completing the number of Councillors to which it or they shall be entitled according to the provisions of this Act, the elections of Councillors for such Senior or remaining Township or Townships, shall, after the dissolution of such Union, be made by general vote of the qualified freeholders and householders of the whole of such Senior or remaining Township or Townships at a general Township meeting, to be held for that purpose, at the time appointed by law, and not by rural Wards as theretofore, until the Municipality of such Senior or remaining Township or Townships shall, by a By-law to be passed for that purpose, have redivided such last mentioned Township or remaining Townships into rural Wards according to the provisions of this Act ; Provided always, nevertheless, that whenever notwithstanding the dissolution of any such Union, parts of the Wards of which such Junior Township, or some portion thereof formed a part, shall still remain to such Senior or remaining Township or Townships, the election of Township Councillors for the same shall not be by such general vote of such Township, but by Wards as before.

XV. And be it enacted, That in every case in which any Township shall be divided into rural Wards under this Act, the same shall be so divided into five of such Wards.

XVI. And be it enacted, That whenever any Township so attached or united to another shall have within it fifty resident freeholders and householders on the Collector's Roll, such Township shall, for the year following the making up such roll and thenceforth, be incorporated by itself, and such Township, and that to which it shall have been so united shall thenceforth, to all intents and purposes whatsoever, be held and considered as separate Townships.

XVII. And be it enacted, That no part of any Incorporated City, or of the liberties thereof, or of any Incorporated Town or Village, although

lying within the boundaries of a Township, shall, for the purposes of this Act, be held to form any part of such Township, nor shall it be lawful to appoint any election of Township Councillors to be held within the limits of any such City, or the liberties thereof, or within the limits of any such Incorporated Town or Village.

of Townships ;  
nor shall Township elections be held there.

XVIII. And be it enacted, That without any new election, the officers and persons elected or appointed in each and every Township in Upper-Canada, or to be elected or appointed under the laws now in force therein, shall continue in office until the fourth Monday of January, in the year of our Lord, one thousand eight hundred and fifty, and until their suc-cessors shall be elected and sworn into office.

Continuation in  
office of present  
Officers, &c., of  
Townships.

XIX. And be it enacted, That if the Municipal Council of any Dis-trict in Upper Canada shall not think fit, within the term and the manner prescribed for that purpose, to divide any Township into rural Wards, as provided by this Act, then and until such Township shall be divided into such Wards by the Municipality thereof, the election of Councillors for such Township shall be by the votes of the electors of the whole Township at a general Township meeting, to be held at the place where the last annual Township meeting, for the election of Dis-trict Councillors and the appointment of parish and Town Officers was held in each Township, or in the case of Townships united or attached to each other, as aforesaid, then at the place where the last annual meeting for such purposes was held in the Senior Townships to which such other Township or Townships shall or may be attached or united as aforesaid, and such place shall continue to be the place for holding such elections under this Act in such Township until it shall be otherwise appointed by the Municipality thereof by any By-law or By-laws to be passed for that purpose: Provided always nevertheless, firstly, that it shall not be lawful in any such By-law to appoint such place of election within the limits of any Incorporated Village, Town or City, or the liberties thereof; and provided also, secondly, that when the place at which the last Township meeting shall have been held previous to the passing of this Act, shall be within the limits or liberties of any City, Town or Incorporated Village within the meaning of this Act, it shall be the duty of the Municipal Council of the District wherein the same is situated at such special meeting as aforesaid, to appoint by By-law some place within such Township and without the limits of such City, Town or Village for the holding of the first election of Township Councillors for such Township under this Act.

As to elections in  
Townships not  
divided into  
Rural Wards.

XX. And be it enacted, That in all cases in which the election of Councillors for any such Township shall be by general vote of the whole Township at a general Township meeting as aforesaid, and not by Ward elections as hereinbefore provided for, the Township Clerk for such Township, whether appointed under this Act or before the passing thereof, shall be the Returning Officer for holding such election.

Who shall be  
Returning Offi-  
cer in such case.

XXI. And be it enacted, That on the first Monday in January, in the year of our Lord, one thousand eight hundred and fifty, and on the first Monday in the same month, in each succeeding year, there shall be held an election either by general Township meeting or by Wards for Township Councillors for each Township in Upper Canada.

Election of  
Township Coun-  
cillors when to  
be held.

XXII. And be it enacted, That it shall be the duty of the Collector for the Township, who shall be in office at the time of any such election, whether appointed under this Act or before the passing thereof, to pro-duce at the opening of every such election for a Township or for any Ward thereof, either by himself or by some other person, a fair copy of the Collector's Roll made up next before such election, so far as such Roll contains the names of the freeholders and householders of such

Production of a  
copy of the Roll  
of freeholders  
and householders  
by Township  
Collector.

Attestation of such copy.

Township, if the election shall be by general Township Meeting; or so far as such Roll contains the names of the freeholders and householders of the Ward for which such election is held, if the election be for a Ward of such Township; with the amount of the assessed value of the real property for which they shall be respectively assessed on such Roll, which said copy shall be verified by affidavit or affirmation of such Collector, appended to or endorsed upon such copy, and sworn or affirmed before any Justice of the Peace for the County, to the effect that the same is a true copy of such Roll, so far as the same relates to the place for which such election is to be held, and that it contains the names of all the freeholders and householders in such Township, if such election be by general Township Meeting, or of such Ward, if the election be for a Ward of such Township, and the amount for which they shall have been assessed, as entered upon such Roll as aforesaid; and the persons entitled to vote at such election, shall be those whose names are upon the said copy of such Roll, thus verified, and who at the time of the election shall be resident in such Township, or Ward of such Township, as the case may be: Provided always nevertheless, firstly that the holder or occupier of any separate portion of a house having a distinct communication with a road or street, by an outer door, shall be considered a householder within the meaning of this Act, in case he shall be assessed therefor as a house upon such Collector's Roll as aforesaid: Provided also, secondly, that no person shall be qualified to be elected as a Township Councillor at any such election who shall not have been entered upon the said Roll as assessed for rateable real property held in his own right or that of his wife, as proprietor or tenant, to the value of one hundred pounds of lawful money of Canada.

Proviso as to parties occupying portions of a house.

Proviso as to qualification of an elector.

Five Councillors to be elected annually.

Place and time of meeting of newly elected Municipality.

Election of a Townreeve.

Adjournment of meetings.

Meetings to be held in such places as Municipality shall appoint.

Who shall preside at Meetings.

XXII. And be it enacted, That at each of the said yearly Township elections, there shall be elected either by a general Township vote or by Wards, five Councillors for the Township, who shall hold office until the third Monday in January, in the year next after that for which they shall have been elected.

XXIV. And be it enacted, That the Township Clerk, whether appointed under this Act, or before the passing thereof, or in case of there being no such Township Clerk, then any one of the Councillors returned at such Election shall, when no place is appointed for that purpose by By-law of the Municipality of such Township, appoint the place for the first meeting of the newly elected Municipality after such Election, which meeting shall be held on the second Monday next after such Election, or if not held on that day, then on some day thereafter, of which appointment he shall give notice to the Member or other Members of the Municipality; and at such first meeting the Councillors shall proceed to elect from amongst themselves a Townreeve, and in Townships which shall have five hundred resident freeholders and householders on the Collector's Roll as aforesaid, one Deputy-Townreeve for such Township for such year.

XXV. And be it enacted, That the said Township Municipalities shall and may severally adjourn their meetings, from time to time, at their pleasure, and the Townreeve, or in case of his death or absence, the Deputy Townreeve, shall have power at any time to summon a special meeting thereof.

XXVI. And be it enacted, That the meetings of each Township Municipality shall be held at such place within the Township as they shall themselves, from time to time, appoint by adjournment, or by any By-law to be passed for that purpose.

XXVII. And be it enacted, That the Townreeve shall preside at all meetings of the Township Municipality, or in his absence the Deputy

Townreeve when there is one, except only when there shall be no Townreeve or Deputy-Townreeve, in which case some other member of such Municipality to be appointed by them for that purpose, shall preside in such Municipality.

XXVIII. And be it enacted, That the Municipality for each Township shall, so soon as conveniently may be after their own election or appointment, nominate and appoint three Assessors for the Township and one Collector for the same; and that the said Assessors and Collector shall hold office from the time of their appointment respectively, until the third Monday in January of the year next after their appointment as aforesaid, and until the Municipality of such Township shall appoint new Assessors or a new Collector in their place, or in the place of any one of them, and in case of a vacancy in the office of any Assessor or Collector by death or removal of residence from the Township, the Township Municipality shall fill up the vacancy by a new appointment, at its then next meeting, or as soon thereafter as conveniently may be.

XXIX. And be it enacted, That the Municipality of each Township shall, upon the Report of the Auditors of the Township, finally audit and allow all accounts chargeable against the Township, and in case any such charges shall not be specially regulated by law, it shall be their duty to allow for the same such sums as may be just and reasonable, and they shall in like manner also audit and allow the accounts of the Township Treasurer and of the Township Collector, except so far as respects any County Rate collected by such Collector.

XXX. And be it enacted, That the boundary lines of the different Townships in Upper Canada shall hereafter be ascertained and established upon a permanent footing, under the authority of an Act of the Parliament of that Province, passed in the thirty-eighth year of the Reign of His late Majesty King George the Third, intituled, *An Act to ascertain and establish on a permanent footing the Boundary Lines of the different Townships of this Province*, or under the authority of any Act of the Parliament of this Province, to be passed in the present or any future session of Parliament for that purpose, upon the application of the Municipality of each Township respectively, or as such other Act may direct, and not upon that of the Quarter Sessions of the Peace, as required by such first mentioned Act: Provided always, nevertheless, that no application of freeholders shall be necessary to enable such Municipality to make the necessary application for such purpose.

XXXI. And be it enacted, That the Municipality of each of the Townships in Upper Canada, shall have power and authority to make a By-law or By-laws for each, all or any of the following purposes, that is to say:

*Firstly.* For the purchase and acquirement of all such real and personal property within the Township as may be required for the use of the inhabitants thereof as a Corporation, and for the sale and disposal of the same, when no longer required.

*Secondly.* For the erection, security, preservation, improvement or repair of a Town Hall, and of all other houses and buildings required by or being upon any land acquired by or belonging to such Township as a Corporation.

*Thirdly.* For the purchase and acquirement of such real property as may be required for Common School purposes, for building Common School Houses, and for the sale and disposal of the same when no longer required, and providing for the establishment and support of Common Schools according to Law.

*Fourthly.* For the erection and establishment of one or more Public Pounds in such Township, and settling the Fees to be taken by Pound-Keepers.

Appointment of Assessors and Collectors.

Term of office.

As to vacancies.

Audit of accounts.

Exception.

Boundary lines of Townships to be permanently established, and how.

Act of U. C. 38 G. 3, c. 1.

Proviso.

Municipalities to make By-laws for certain purposes.

Purchase of real property.

Town Hall.

School House.

Public Pound.

Pound-keepers,  
Fence-Viewers  
and other Town-  
ship Officers.

*Fifthly.* For the appointment, under the Corporate Seal of such Township, of a sufficient number of Pound-Keepers, Fence-Viewers, Overseers of Highways, Road Surveyors, and of such and so many other Officers as may be necessary for carrying into effect any of the provisions of this Act, or of any other Act of the Legislature of this Province, or of the late Province of Upper-Canada, or of any By-law or By-laws of the Municipality of such Township, and in like manner to displace all or any of them and appoint others in their room, and to add to or diminish the number of them or any of them as often as the said Corporation shall see fit.

Duties of Town-  
ship Officers.

*Sixthly.* For regulating and prescribing the duties of all Officers acting under the authority of the Corporation of such Township, and the penalties on their making default in the performance of such duties.

Their remunera-  
tion.

*Seventhly.* For settling the remuneration of all Township Officers in all cases where the same is not or shall not be settled by Act of the Legislature, and for providing for the payment of the remuneration by such Act of the Legislature or by the By-laws of the said Municipality provided and appointed for all Township Officers whatsoever.

Bonds, &c., to  
be given by them.

*Eighthly.* For regulating the bonds, recognizances or other securities to be given by all Township Officers for the faithful discharge of their duties; for inflicting reasonable penalties for refusing to serve in any Township Office, and for the infringement of any and every By-law of the Municipality of the Township.

Drains and water  
courses.

*Ninthly.* For the erection, construction or repair of such drains and water-courses as the interests of the inhabitants of such Township shall in the opinion of the Municipality require to be so erected, constructed or repaired at the public expense of such Township.

Highways,  
Roads, &c.

*Tenthly.* For the opening, constructing, making, leveling, pitching, raising, lowering, gravelling, macadamizing, planking, repairing, planting, improving, preserving and maintaining of any new or existing highway, road, street, side-walk, crossing, alley, lane, bridge or other communication within such Township, and for the stopping up, pulling down, widening, altering, changing or diverting of any such highway, road, street, side-walk, crossing, alley, lane, bridge, or other communication within the same: Provided always, nevertheless, that no such new, widened, altered, changed or diverted highway, road, street, side-walk, crossing, alley, lane, bridge or other communication, shall be laid out so as to run through or encroach upon any dwelling-house, barn, stable, or outhouse or any orchard, garden, yard or pleasure ground, without the consent in writing of the owner thereof.

Proviso as to en-  
croachments on  
certain kinds of  
property.

Highways pass-  
ing through  
woods.

*Eleventhly.* For providing, that on each side of any highway, which shall pass through a wood, the timber shall be cut down for a space not exceeding twenty-five feet on each side of such highway, by the proprietor of the land on which such timber shall be, or in his default by the overseer of highways or other officer in whose division such land shall lie, such timber to be removed by the proprietor within a time to be appointed by the By-law, or in his default by such overseer of highways or other officer, in which last mentioned case it may be used by the overseer or other officer as aforesaid, for any purpose connected with the improvement of the highways and bridges in his division, or sold by him to defray the expenses incurred in carrying the By-law into effect; Provided always, that no such By-law shall authorize or compel the cutting down of any orchard or shrubbery, or of any trees planted expressly for ornament or shelter.

Proviso as to  
orchards, &c.

Protection of  
Timber, Stone,

*Twelfthly.* For the protection and preservation of any timber, stone, sand or gravel, growing or being upon any allowance or any appropri-

tion for any public road or roads within such Township, and for the sale of Timber &c.

*Thirteenthly.* For regulating the driving and riding on or over any bridge erected or to be erected within such Township.

Driving over bridges.

*Fourteenthly.* For regulating inns, taverns, ale houses, victualling houses, ordinaries, and all houses where fruit, oysters, clams, victuals or spirituous liquors, or any other manufactured beverage may be sold, to be eaten or drank therein, and all other places for the reception and entertainment of the public within the jurisdiction of the Corporation of such Township, and to limit the number of them, and in all cases when there exists no other provision by law for the licensing of such houses, to provide for the proper licensing of the same, at such rates as to the Corporation of such Township may seem expedient; the proceeds of such license, in cases not otherwise appropriated by law, to form part of the public funds of such Township, and to be disposed of as the said Corporation may consider advisable.

Inns, taverns, victualling houses, &c.

*Fifteenthly.* For making regulations as to pits, precipices, and deep waters, or other places dangerous to travellers.

Pits, precipices, &c.

*Sixteenthly.* For granting money to the Municipal Council of the County in which such Township shall be situate, or to that of any adjoining County, to aid the making, opening, building, maintaining, widening or improving any highway, road, street, bridge or communication lying between such Township and any other Township in the same or any adjoining County, or in the making, opening, building, maintaining, widening or improving any highway, road, street, bridge or communication within such Township, assumed by the Municipal Council of the County as a county work, or agreed to be assumed by such Municipal Council on the condition of such grant.

Granting of money for improving roads, &c.

*Seventeenthly.* For regulating the manner of granting to associated Joint Stock Road or Bridge Companies, permission to proceed with any Roads or Bridges within the jurisdiction of such Municipality, and the manner of afterwards ascertaining and declaring according to law the completion of the works undertaken by such Companies respectively, so as to entitle such Incorporated Companies to levy tolls upon such works, and of all examinations, enquiries and investigations necessary for the proper, efficient and judicious exercise of such power.

Joint Stock Road Companies, &c.

*Eighteenthly.* For taking stock in or lending money to any Incorporated Road or Bridge Company to which such Municipality shall have granted a license to proceed with such work, in accordance with the requirements of the Statute in that behalf, or in or to any other such incorporated Road or Bridge Company, in whose Road or Bridge the inhabitants within the jurisdiction of such Municipality shall, in the opinion of such Municipality, be sufficiently interested to warrant them in taking such stock or lending such money for the advancement of such enterprize. All dividends, interest and proceeds to arise or be received from such stock or loan being at all times applicable to the general purposes of such Municipality, and to go in reduction of the rates required to be levied for such purposes.

Taking Stock in Road or Bridge Companies.

*Nineteenthly.* For restraining and regulating the running at large of horses, cattle, sheep, goats, swine, and other animals, geese, turkeys and other poultry, and to impound or provide for the impounding of the same, and for fixing the periods of the year during which such animals or poultry shall be permitted to run at large, and those during which they shall be restrained from doing so.

As to dividends, interest, &c.

*Twentiethly.* For imposing a tax on the owners, possessors or harbourers of dogs; for regulating the manner in which such dogs may be

Running at large of animals.

Tax on Dogs.

Destroying Dogs. allowed to run at large, or for preventing such dogs from being allowed to run at large at improper times, and for killing and destroying such as are found running at large contrary to such By-law.

Destruction of weeds. *Twenty-firstly.* For the destroying and suppressing the growth of weeds detrimental to good husbandry.

Exhibitions, puppet shows, wild animals, &c. *Twenty-secondly.* For preventing, restraining or regulating exhibitions of wax figures, wild animals, puppet shows, wire-dancing, circus-riding, and other idle acts or feats which common showmen, circus-riders, mountebanks or jugglers usually exhibit, practice or perform, and requiring the payment of a sum not exceeding five pounds to the Township Treasurer before any and every such exhibition shall be allowed to be held or to take place; for imposing a fine upon the proprietors or persons in charge of such exhibition, in case they shall exhibit without such payment, and for the levying thereof by summary distress to be levied upon the goods and chattels of such showmen, or belonging to such exhibition, whether the owners shall be known or not, or for the imprisonment of the parties offending, for any time not exceeding one calendar month, and for the appropriation of such sums as may be received or recovered under any regulation or By-law to be passed for that purpose.

Fines for exhibiting contrary to such By-laws. *Twenty-thirdly.* For appraising the damages to be paid by the owners of horses, cattle and other animals trespassing, contrary to the By-laws or regulations of such Township.

Damages payable by owners of animals trespassing. *Twenty-fourthly.* For causing such horses, cattle or other animals as shall be impounded, to be sold, in case the same are not claimed within a reasonable time, or in case the damages, fines and expenses shall not be paid according to such By-laws or regulations.

Sale of animals impounded. *Twenty-fifthly.* For settling the height and description of lawful fences.

Height and description of fences. *Twenty-sixthly.* For procuring, in case the same hath not been already done, the ascertaining and establishment by public authority according to law, of the boundary lines of such Township, and providing for the periodical inspection and preservation of the durable monuments by law required to be erected for evidencing the same, and for procuring the necessary estimates, and making the necessary application for the same according to law.

Establishment of boundary lines. *Twenty-seventhly.* For empowering the landholders in such Township, to compound for the Statute labour by them respectively performable, for any term not exceeding five years, at any rate not exceeding two shillings and six pence for each day's labour, and at any time before the labour compounded for ought to be performed, and by any such regulations to direct to what officer in each Township such composition money shall be paid, and how such money shall be applied and accounted for, and to regulate the manner and the divisions in which the Statute labour shall be performed.

Compounding for Statute labour. *Twenty-eighthly.* For enforcing the performance of Statute or Road labour, or payment of a commutation in money therefor.

Applying composition money. *Twenty-ninthly.* For the imposing and collecting by distress and sale of the goods and chattels of the offender or offenders reasonable penalties and fines not exceeding in any case five pounds currency, and reasonable punishment by imprisonment, not exceeding twenty days, for the breach of all or any of the By-laws or regulations of such Municipality.

Enforcing Statute labour. *Thirtiethly.* For borrowing under the restriction, and upon the security hereinafter mentioned, all such sums of money as shall or may be

Fines and penalties. Borrowing moneys.

necessary for the executing of any Township public work within their jurisdiction, and the scope of the authority by this Act conferred upon them.

*Thirty-firstly.* For raising, levying, collecting and appropriating such moneys as may be required for all or any of the purposes aforesaid, either by way of tolls to be paid on any Township bridge, road, or other township work, to defray the expense of making, repairing, or maintaining the same, or by means of a rate or rates to be assessed equally on the whole rateable property of such Township, liable to assessment according to any law which shall be in force in Upper-Canada, concerning rates and assessments.

*Thirty-secondly.* For making such other local regulations not contrary to any law of this Province, or to any By-law of the Municipal Council of the County within which such Township shall lie, and which shall by law extend to and be in force within such Township, as the good of the inhabitants of such Township may in their opinion require.

*Thirty-thirdly.* For the repeal, alteration, or amendment, from time to time, of all or any of such By-laws, and the making others in lieu thereof, as to them may seem expedient for the good of the inhabitants of such Township.

Raising and levying moneys.

Local regulations not contrary to law.

Repeal, &c., of By-laws.

## II. COUNTIES.

XXXII. And be it enacted, That the inhabitants of each and every County in Upper Canada, shall be a Body Corporate, and shall have perpetual succession and a Common Seal, with power to break, renew or alter the same at pleasure, and shall be capable of suing and being sued, of pleading and being impleaded, in all courts and places whatsoever,—of purchasing, acquiring and holding lands and tenements and other real and personal property within such county, for the use of the inhabitants thereof in their corporate capacity,—and of making and entering into such contracts as may be necessary for the exercise of their corporate functions, and that the powers of the Corporation shall be exercised by and through and in the name of the Municipal Council of such County.

Counties incorporated.  
Corporate powers.

How exercised.

XXXIII. And be it enacted, That the Townreeves and Deputy-Townreeves of the several Townships, Villages and Towns within each County shall constitute the Municipal Council for such County.

Townreeves of Townships and Deputies, &c., to form the Municipal Council of such County.

Meetings of County Municipal Councils.

As to Cities.

XXXIV. And be it enacted, that the Municipal Council of each County shall meet at the Shire Hall, if there be one, or otherwise at the County Court House annually, on the fourth Monday in January, or if not on that day, then on some day thereafter, and their meeting may be adjourned from time to time, and to the same place, or to any other place within the County, or any City lying within the boundaries of such County, although such City may be a County in itself for municipal or other purposes, or within the liberties of any such City, and any Municipal Council may hold special meetings, (to be summoned at any time by the County Warden) at the place where the then last meeting of such Council shall have been held; and such special meetings may be adjourned from time to time, and to the same place, or to any other place within the County as aforesaid.

Special Meetings.

XXXV. And be it enacted, That the Municipal Council of each County shall, at their first meeting on or after the fourth Monday in January in each year, choose from amongst themselves a County Warden, who shall thenceforth preside at all meetings of such Municipal Council.

Election of County Warden.

XXXVI. And be it enacted, That the keeping and repairing of the Shire Hall, County Court House and Gaol, and of any House of Correc-

Keeping and repairing of Shire Hall, &c.,

to be charged upon each County.

Duty of Council with respect to properly repairing highways, bridges, &c., assumed as County Roads or Bridges, &c.

Powers of Minor Municipalities to cease as to the same.

Proviso: certain improvements not to constitute such assumption.

Roads and Bridges between different Townships to be under jurisdiction of Counties through which they run.

Roads and Bridges between two Counties, &c., to be under jurisdiction of both.

As to By-laws regarding the same

tion that may be erected and established by the Municipal Council, shall be charged upon each County in Upper-Canada, and it shall be the duty of the Municipal Council to cause the same to be repaired and kept in repair at the expense of the County, and to raise by rate upon the County all sums of money which shall be necessary for such purposes, and for every other purpose, the expense whereof shall be by law chargeable upon the County.

XXXVII. And be it enacted, That whenever any new or existing highway, road, street, bridge or other communication within any Township, shall by any By-law of the Municipal Council of the County in which such Township is situate, be assumed by such Municipal Council as a County County road or bridge as being one in which more than one Township or the whole County is interested, it shall be the duty of such Municipal Council, and they are hereby required with as little delay as reasonably may be, and at the expense of the County, to cause such road to be planked, gravelled or macadamized, or such bridge to be built in a good and substantial manner, and from the time of the passing of the By-law assuming such road or bridge as a County work as aforesaid, and so long as the same shall remain unrepealed, the Municipalities of the Townships in which such road or bridge shall be situate, shall cease to have any jurisdiction or control over the same or any part thereof as respects the making, maintaining or improving the same, or the stopping up, altering or diverting the same, or the protection or preservation of any timber, stone, sand or gravel growing or being thereon, or the regulating the driving or riding thereon, or other use thereof: Provided always, nevertheless, that the mere laying out of County money upon any road lying between any two or more Townships for the improvement thereof, or exercising the other powers by this Act conferred upon them with respect to such line roads, shall not be deemed an assumption of the same as County roads, so as to render it obligatory upon the said County, to cause the same to be planked, gravelled or macadamized as hereinbefore provided, and this notwithstanding that the line of such roads may occasionally deviate from its course between such Townships, or any two of them, so as in some places to lie wholly or in part within one of such Townships only.

XXXVIII. And be it enacted, That all roads and bridges running, lying or being between different Townships, situate in the same County, shall be exclusively within the jurisdiction and subject to the control of the Municipal Council of such County as far as respects the making, maintaining or improving the same, or the stopping up, altering or diverting the same, or the protection and preservation of any timber, stone, sand or gravel growing or being thereon, or the regulating, the driving or riding thereon, or other use of the same, and this notwithstanding that the line of such road or bridge shall or may occasionally deviate from its course between such Townships, and in some parts thereof may lie wholly within one of such Townships.

XXXIX. And be it enacted, That all roads and bridges running, lying or being between different Counties or between a County and a City lying within the boundaries of such County or on the bounds of a Town or Incorporated Village within such County, shall be within the jurisdiction and subject to the control of the Municipal Corporations of both such Counties, or of such County and City or Town and Village as far as respects the making, maintaining or improving the same, or the stopping up, altering or diverting the same, or the protection of any timber, stone, sand or gravel growing or being thereon, or the regulating the driving or riding thereon, or other use of the same, and this notwithstanding that the line of such road or bridge shall or may occasionally deviate

from its course between such Counties or such County and City, or along the bounds of such Town or Village, and in some parts thereof lie wholly within one or the other of such Counties, City, Town or Village, and no By-law to be passed by any of such Municipal Corporations with respect to any such road or bridge, for any of the purposes aforesaid, shall have any force or effect whatsoever until the passing of a By-law in similar or corresponding terms as nearly as may be by the other of such Corporations.

**XL.** And be it enacted, That the Municipal Council of each County shall, upon the report of the Auditors of the County, finally audit and allow all accounts chargeable against the County: and in case any such charges shall not be specially regulated by law, it shall be their duty to allow for the same such sums as may be just and reasonable; and they shall in like manner also audit and allow the accounts of the County Treasurer, and of the Collectors of the several Townships within their County, so far as the accounts of such Collectors shall relate to County purposes.

**XLI.** And be it enacted, That the Municipal Council of each County shall have power and authority to make a By-law or By-laws for each, all or any of the following purposes, that is to say:

*Firstly.* For the purchase and acquirement of all such real and personal property, within the County, as may be required for County purposes, and for the sale and disposal of the same when no longer required.

*Secondly.* For the erection, preservation, improvement or repair of a Shire Hall, Court House, Gaol, House of Correction, House of Industry, and of all other Houses and other buildings required by or being upon any land acquired by or belonging to such County as a Corporation.

*Thirdly.* For the purchase and acquirement of such real property as may be required for County Grammar School purposes, and for the erection, preservation, improvement and repair of County School Houses for the use of Grammar Schools in such parts of the County, or within any City or the liberties thereof, lying within the boundaries of such County, as the wants of the people most require, for the sale and disposal of the same when no longer required, and for making such provision in aid of such Grammar Schools as they may deem expedient for the advancement of education in the same.

*Fourthly.* For making some permanent provision for defraying, out of the public funds of such County, the expense of the attendance at the seat of the University of Toronto, and of that of Upper-Canada College, and Royal Grammar School there, of such and so many of the Pupils of the different Public Grammar Schools of such County, as shall be desirable of, and in the opinion of the respective Masters of such Grammar Schools shall be of competent attainments for entering into competition for any of the Scholarships, Exhibitions or other similar Prizes offered by such University or College to competition amongst such Pupils, but which Pupils from the inability of their Parents or Guardians to incur the necessary expense of such attendance, might otherwise be deprived of the opportunity of competing for the same.

*Fifthly.* For the endowment of such and so many Fellowships, Scholarships, Exhibitions and other similar Prizes in the University of Toronto, or in Upper Canada College and Royal Grammar School there, to be open to competition amongst the Pupils of the different public Grammar Schools of such County, as they shall deem expedient for the encouragement of Learning amongst the youth of such County.

*Sixthly.* For the appointment of the Inspectors of the County House of Industry and of such and so many Officers as may be necessary for

Audit of accounts chargeable against County.

And of Treasurers and Collectors.

Councils may make By-laws for certain purposes.

Purchase of real Property.

Erection, &c., of Shire Hall and other county buildings.

Erection, &c., of land for School Houses, &c.

Making a provision for the expenses of Pupils attending in the University of Toronto, &c., whose parents are unable to incur such expenses.

Endowment of Fellowships in the University of Toronto, &c.

Appointment of Inspectors of

House of Industry.

carrying into effect any of the provisions of this Act, or of any other Act of the Legislature of this Province, or of the late Province of Upper Canada, the erection or maintenance of such Houses of Industry or of any By-law or By-laws of the Municipal Council of such County respecting the same.

Remuneration of County Officers.

*Seventhly.* For the settling the remuneration to all County Officers in all cases where the same is not or shall not be settled by Act of the Legislature, and for providing for the payment of the remuneration by such Act of the Legislature or by the By-laws of the said Municipal Council provided and appointed for all County Officers.

Regulation of Ferries, &c.

*Eighthly.* For regulating all Ferries between any two places in such County, and for establishing the rates of pay or hire to be taken by the owners or conductors of the boats or vessels employed on such Ferries, but no By-law for any such purpose shall have any force or effect until the same shall have been assented to by the Governor of this Province in Council.

Remuneration of Townreeves.

*Ninthly.* For settling and paying a rate at which the Townreeves and Deputy Townreeves forming such Municipal Council shall be remunerated for their attendance at such Council: Provided always, nevertheless, that no By-law to be passed for this latter purpose after the year of our Lord, one thousand eight hundred and fifty, shall be valid, unless the same shall by the terms of it be limited to take effect two whole years at least from the passing thereof.

Erection, &c., of drains.

*Tenthly.* For the erection, construction or repair of such drains and water courses as the interests of the inhabitants of such County at large shall in the opinion of the Municipal Council require to be so erected, constructed or repaired at the public expense of such County.

Opening, making and repairing roads, &c.

*Eleventhly.* For the opening, constructing, making, levelling, pitching, raising, lowering, graveling, macadamizing, planking, repairing, planting, improving, preserving and maintaining of any new or existing highway, road, street, side-walk, crossing, alley, lane, bridge or other communication running, lying or being within one or more Townships or between two or more Townships of such County, or between such County and any adjoining County or City, or on the bounds of any Town or Incorporated Village lying within the boundaries of such County, as the interests of the inhabitants of such County at large shall in the opinion of the Municipal Council require to be so opened, constructed, made, widened, changed, diverted, levelled, pitched, raised, lowered, gravelled, macadamized, planked, repaired, planted, improved, preserved or maintained at the public expense of such County; and for entering into, performing and executing any arrangement or agreement with the Municipal Corporation of any such adjoining County or Counties, City or Cities, or of any such Town or incorporated Village as aforesaid, for the execution of any such work at the joint expense and for the joint benefit of the Municipal Corporation of such Counties, Cities, Towns or Villages and the people they represent respectively; and for the stopping up, pulling down, widening, altering, changing or diverting of any such highway, road, street, bridge or communications within the same; Provided always, nevertheless, that no such new, widened, altered, changed or diverted highway, road, street, side-walk, crossing, alley, lane, bridge or other communication, shall be laid out so as to run through or encroach upon any dwelling house, barn, stable, or outhouse, or through any orchard, garden, yard or pleasure ground, without the consent in writing of the owner thereof.

Proviso as to encroachments on certain kinds of property.

*Twelfthly.* For the protection and preservation of any timber, stone, sand or gravel growing or being upon any allowance or appropriation for any of such County roads.

Protection of timber, &c.

*Thirteenthly.* For regulating the driving and riding on or over any County bridge erected or to be erected under the authority of such Municipal Council.

Regulation of driving on Bridges.

*Fourteenthly.* For preventing the immoderate riding or driving of horses or cattle in any of the public highways in such County, whether such highways be Township or County roads.

Prevention of immoderate driving on Highways, &c.

*Fifteenthly.* For making regulations as to pits, precipices and deep waters, or other places dangerous to travellers in the immediate neighbourhood of any County Road or Bridge.

Regulations as to Pits, &c., near Roads.

*Sixteenthly.* For granting to any Town, Township or Village, in such County, by way of loan or otherwise, such sum or sums of money in aid of such other moneys as may be raised by the Municipal Corporation of such Town, Township or Village, or by voluntary subscription, for or towards the making, opening or erecting of any new road or bridge in such Town, Township or Village in cases where such Municipal Council shall deem such Town, Township or Village work of sufficient importance to justify the affording such assistance to it, with a view to the general interest possessed by the County at large in such Town, Township or Village, and yet where such work is not of a character, in their opinion, to justify them, in at once assuming the same as a County work to be executed wholly at the expense of the County at large.

Granting loans to Towns, Townships, &c., in the County.

*Seventeenthly.* For attaching any new Township or Townships within such County not having a sufficient population for a separate Municipal organization of their own under the provisions of this Act, to such of the older Townships of such County as they shall deem best for the convenience of the inhabitants of such new Township or Townships, and for thus forming them into a Union of Townships for the purpose of such Municipal organization.

Attaching Townships to others.

*Eighteenthly.* For regulating the manner of granting to associated Joint Stock Road or Bridge Companies, licenses to proceed with any roads or bridges within the jurisdiction of such Municipal Council, and the manner of afterwards ascertaining and declaring according to law the completion of the works undertaken by such Companies respectively, so as to entitle such Incorporated Companies to levy tolls upon such works, and of all examinations, enquiries and investigations necessary for the proper, efficient and judicious exercise of such power.

Granting licenses to Road or Bridge Companies.

*Nineteenthly.* For taking stock in or lending money to any Incorporated Road or Bridge Company to which such Municipal Council shall have granted a license, to proceed with such work in accordance with the requirements of the Statute in that behalf, or in or to any other such Incorporated Road or Bridge Company in whose road or bridge the inhabitants within the jurisdiction of such Municipal Council shall in the opinion of such Municipal Council be sufficiently interested to warrant them in taking such stock or lending such money for the advancement of such enterprize; all dividends, interests and proceeds to arise or be received from such stock or loan being at all times applicable to the general purposes of such Municipal Council, and to go in reduction of the rates required to be levied for such purposes.

Taking Stock in Road or Bridge Companies.

*Twentiethly.* For the imposing fines not exceeding in any case ten pounds, currency, for the breach of all or any of the By-laws or Regulations of such Municipal Council.

As to Dividends, interest, &c.

Fines.

*Twenty-firstly.* For borrowing under the restriction and upon the security hereinafter mentioned, all such sums of money as shall or may be necessary for the execution of any County work within their jurisdiction and the scope of the authority by this Act conferred upon them.

Borrowing moneys.

## Levying moneys

*Twenty-secondly.* For raising, levying, collecting and appropriating such moneys as may be required for all or any of the purposes aforesaid, either by way of tolls to be paid on any County Bridge, road or other public work, to defray the expense of making, repairing or maintaining the same, or by means of a rate or rates to be assessed equally on the whole rateable property of such County liable to assessment, according to any law which shall be in force in Upper Canada concerning Rates and Assessments.

## Repealing or amending By-laws.

*Twenty-thirdly.* For the repeal, alteration or amendment from time to time of all or any of such By-laws, and the making others in lieu thereof as to them may seem expedient for the good of the inhabitants of such County.

## County Municipal Councils may define limits of villages &amp;c.

## III. POLICE VILLAGES.

## And fix place of first election, &amp;c.

## Meeting for election of Police Trustees.

## Appointment of Inspecting Trustee.

## Township Collector to deliver a copy of the roll of freeholders and householders to the person presiding at the election.

## Attestation of such copy.

XLII. And be it enacted, That it shall and may be lawful for the Municipal Council of any County, by By-law to be passed upon the petition of any number of the inhabitants of any unincorporated Village or Hamlet, situate in such County, or for the Municipal Councils of any two or more Counties, upon any such petitions from the inhabitants of any unincorporated Village or Hamlet situate partly within one of such Counties and partly within another or others of them, to define the limits within which in respect to such Village or Hamlet there is, in the opinion of such Municipal Council or Municipal Councils, a resident population sufficient to make it expedient that the provisions of this Act for the regulation and Police of unincorporated Villages should be applied to such Village or Hamlet, and in every such By-law such Municipal Council or Councils, shall fix the place in such Village or Hamlet, where the first annual election of Police Trustees, under the authority of this Act, shall be held for such Village, the person who shall preside at such meeting, and the hour at which such meeting shall be opened for that purpose.

XLIII. And be it enacted, That on the second Monday in January next after the end of three calendar months from the passing of such By-law or By-laws, as the case may require, and annually, on the second Monday of January in each and every year thereafter, until such Village shall be incorporated under the provisions of this Act, it shall and may be lawful for the resident freeholders and householders of such unincorporated Village to assemble at the time and place appointed for that purpose, and to proceed to elect from among themselves three Police Trustees for such Village, which three Trustees, or any two of them, by a Memorandum in writing under their hands to be filed with the Township Clerk of the Township in which such Village is situate, or when such Village is situate within two or more Townships, then to be filed with the Township Clerk of some one of such Townships, shall within a reasonable time after the election, nominate and appoint one of their number to be the inspecting Trustee of such Village.

XLIV. And be it enacted, That it shall be the duty of the Collector and Collectors of the Township or Townships within which such unincorporated Village shall be situate, whether appointed under this Act or before the passing thereof, to deliver to the person appointed to preside at any such election, or to any person by him appointed to receive the same, a fair copy of the Collector's Roll made up next before such election, so far as such Roll contains the names of the resident freeholders and householders of such unincorporated Village, with the amount for which they shall be assessed upon such Rolls; which copy shall be verified by affidavit or affirmation appended to, or endorsed upon such copy, and sworn or affirmed before any Justice of the Peace for the County, to the effect, that the same is a true copy of such Roll, so far as

relates to the unincorporated Village for which such election is to be held, and that it includes the names of all the resident freeholders and householders in such unincorporated village, and the amount for which they shall have been assessed as entered upon such Roll, and the persons entitled to vote or be elected at such election shall be those whose names are upon the said Roll or Rolls thus verified, and who shall continue at the time of the election to be resident in such Village : Provided always, firstly, that the holder or occupier of any separate portion of a house having a distinct communication with a road or street, by an outer door shall be considered a householder within the meaning of this Act in case he shall be assessed therefor, as a house upon such Collector's Roll or Roll's as aforesaid : And provided also, secondly, that no person shall be qualified to be elected at any such election of Trustees who shall not have been entered upon such Roll or Rolls as aforesaid, for rateable property held in his own right or that of his wife as proprietor or tenant, to the value of one hundred pounds of lawful money of Canada.

Proviso as to  
Tenants of parts  
of houses.

Proviso as to  
qualification of  
electors.

XLV. And be it enacted, That at every subsequent annual election of Police Trustees for such unincorporated Village after the first, the person to preside at such election, and the hour at which the same shall commence, shall be appointed by the Trustees for the preceding year or any two of them under their hands, of which due notice shall by them be given by written or printed notices thereof, to be put up in at least three of the most public places in such unincorporated Village.

Appointment of  
persons to pre-  
side at annual  
elections.

XLVI. And be it enacted, That if at the time and place appointed for any first or subsequent election of Trustees, for any such unincorporated Village, the person appointed to preside thereat shall not attend within one hour after the time appointed for commencing the proceedings, the resident inhabitant freeholders and householders of such Village, or a majority of them may, if they think proper, proceed to nominate a person to preside at such meeting, and the election of Trustees for such year shall be held by such person, as if he had been the person appointed by the Municipal Council of the County or by the Trustees for the preceding year as aforesaid.

Provision in case  
of absence of  
person appointed  
to preside at  
election.

XLVII. And be it enacted, That upon the happening of any vacancy by death or otherwise, amongst the Police Trustees of any such unincorporated Village in the course of the year for which they shall have been elected, it shall and may be lawful for the remaining Trustee or Trustees by a memorandum in writing, to be filed with such Township Clerk as aforesaid, to supply such vacancy by the appointment of Trustees or a Trustee in their or his place, which Trustees or Trustee so appointed, shall hold his office to the end of the term of office of the person in whose place he shall have been appointed, and no longer, and shall, during the time he shall hold the same, possess all the authority of such person.

Provision in case  
of vacancy  
among the Police  
Trustees.

XLVIII. And be it enacted, That any Inspecting or other Trustee of any of the said unincorporated Villages, who shall wilfully neglect or omit to fulfil any of the duties hereby imposed upon him, or to prosecute any offender against the Regulations of Police hereinafter established, for such unincorporated Villages, at the request of any inhabitant householder, offering to adduce proof of the offence, shall, on being thereof convicted in manner hereinafter provided, incur a penalty of twenty shillings, currency.

Penalty against  
Trustees for  
neglect of duty.

XLIX. And be it enacted, That the penalties prescribed in and by the next immediately preceding section of this Act, or under that for the establishment of Regulations of Police for such unincorporated Villages, shall be sued for within ten days after the offence for which they shall have been incurred shall have ceased, and not afterwards.

Penalties to be  
sued for within  
a certain time.

Penalties to be sued for and recovered by Inspecting Trustee.

How levied.

How applied.

Police regulations to be enforced with respect to—

Ladders on roofs;

Buckets;

Bakers, Brewers, &c.

Stove pipes;

L. And be it enacted, That all penalties incurred by any person or persons, under any of the Regulations of Police, by the next succeeding section of this Act, established for such unincorporated Villages, shall be sued for and recovered by the Inspecting Trustee of Police of such Village, or in his absence, or when he shall be the party complained against, then by some other of such Trustees before any one Justice of the Peace having jurisdiction and residing within five miles of such Village, if any there be, or else before any other Justice of the Peace having jurisdiction as such, in such Village, who shall hear and determine such information in a summary manner, and upon the oath or affirmation of one or more credible witnesses, and shall cause such penalty to be levied by distress and sale of the goods of the offender; and the whole of such penalty shall be applied to the repairs and improvement of the streets and lanes of such Village, under the direction of the Police Trustees thereof, and by the Pathmaster or Pathmasters of the division or divisions to which such Village shall belong, to whom or such of them as shall be appointed by such Trustees for that purpose, such penalty shall be paid over for that purpose.

LI. And be it enacted, That it shall be the duty of the Police Trustees of every such unincorporated Village to execute and enforce, and cause to be executed and enforced, within the limits of such Village, the Regulations of Police herein and hereby provided and established for all such Villages, that is to say :

*Firstly.* All and every the proprietors and proprietor of a house or houses of more than one story in height, in any of the said Villages, shall place or cause to be placed a ladder or ladders on the roof of their respective houses, near to or adjoining the chimney or chimneys thereof, and another ladder reaching from the ground to the roof of each and every of their respective houses as aforesaid, under the penalty of five shillings currency, for every neglect so to do, and of ten shillings currency, for each and every week during which they shall neglect to provide themselves with such ladder or ladders as aforesaid.

*Secondly.* All and every householder or householders in the said Villages shall be held to furnish and provide himself or themselves with two buckets, fit and proper for carrying water, in case of accidents by fire, under the penalty of five shillings currency, for each bucket which may be deficient.

*Thirdly.* It shall not be lawful for any baker, potter, brewer, manufacturer of pot and pearl ashes, or any other person, to build, make or cause to be built and constructed, any oven or furnace within the limits of any of the aforesaid Villages, unless the same adjoin and be properly connected with a chimney of stone or brick, which chimney shall rise at least three feet higher than the house or building in which the said oven or furnace may be, and three feet higher than any building within one chain of the said oven or furnace, under a penalty which shall not exceed ten shillings currency, and for non-compliance with this regulation, the offender shall incur a penalty of fifteen shillings currency, for each week during which he shall neglect to comply therewith.

*Fourthly.* It shall not be lawful for any person in any of the said Villages to conduct any stove pipe through any wooden or lathed partition or through any floor, unless there be a space of six inches between the pipe and the partition or floor, or the nearest wood-work, and the pipe of every stove shall be inserted into a chimney, and there shall be left at least ten inches in the clear between any stove and any wooden or lathed partitions, or other wood-work, and each and every person offending against this regulation shall incur a penalty of ten shillings currency.

*Fifthly.* Any person or persons who shall enter into any mill, barn, out-house or stable within the limits of any of the said Villages with a lighted candle or lamp, without having the same well inclosed in a lantern, shall for every such offence incur a penalty of five shillings currency, and any person or persons who shall enter into any mill, barn, stable or out-house, within the limits of any of the said Villages, with a lighted pipe or cigar, or carry fire not properly secured into such barn, stable, or out-house, shall for every such offence incur a penalty of five shillings currency.

Entering certain places with candles, &c.

*Sixthly.* No person or persons shall be allowed to light or have a fire in any wooden house or out-house, of any description, within the limits of any of the said Villages, unless the same be in a brick or stone chimney, or in a stove of iron or other metal, under a penalty of five shillings currency, for each offence.

Lighting fires in wooden houses, &c.

*Seventhly.* All and every person or persons who shall carry or convey fire into or through any street, lane, yard, garden or place, in any of the said Villages or cause fire to be so carried or conveyed without having the same confined in some copper, iron, or tin vessel, shall for every such offence, incur a penalty of two shillings and six-pence currency, and for every subsequent offence of a like nature, a further penalty of five shillings currency.

Using vessels for conveying fire ;

*Eighthly.* Any person or persons who shall put or cause to be put or placed any hay, straw or fodder, in any dwelling house, within the limits of any of the said Villages, shall incur a penalty of five shillings currency for the first offence, and a penalty of ten shillings currency for every week during which he or she shall neglect to remove the said hay or straw from the said dwelling house.

Hay, Straw, &c. in dwelling houses ;

*Ninthly.* All and every person or persons who shall keep or have gunpowder for sale, in any of the said Villages, shall keep the same in boxes of copper, tin or lead ; and for every omission or neglect so to do, such person or persons shall incur a penalty of twenty shillings for the first offence, and forty shillings for every subsequent offence.

Keeping of Gunpowder ;

*Tenthly.* Any person or persons in any of the said villages, who shall sell or permit gunpowder to be sold at night in his or their houses, store-houses or shops, out-house or other building, shall on being thereof convicted, incur a penalty of forty shillings currency for every first offence, and of sixty shillings currency, for every subsequent offence.

Sale of Gunpowder at night ;

*Eleventhly.* Any person or persons who shall in any of the said Villages keep or deposit any ashes or cinders of any kind, (ashes in the possession of manufacturers of pot and pearl ashes excepted,) in any wooden vessel, box or other thing not lined or doubled with sheet iron, tin or copper, so as to prevent all danger of fire or combustion from such ashes or cinders, shall for every such offence incur a penalty of five shillings currency.

Deposit of Ashes, &c.

*Twelfthly.* Any person or persons who shall in any of the said Villages place or deposit any quick or unslack'd lime in any house, out-house or building, so that such lime may be in contact with or touch any wood thereof, whereby there may be any danger of fire or combustion, shall for every such offence incur a penalty of five shillings currency, and a further penalty of ten shillings currency, for each day until such lime shall be removed or secured, to the satisfaction of such Inspecting Trustee, and in such manner as not to cause any danger of accident by fire.

Quick lime ;

*Thirteenthly.* Any person who shall light a fire in any of the streets, lanes, or public places of any of the said Villages, shall for every such offence incur a penalty of five shillings currency.

Lighting fires in streets ;

Charcoal furnaces;

Filth, Rubbish, &c.

Inhabitants of Villages mentioned in Schedule A, incorporated.

Corporate powers.

Election of Township Councillors, &c.

Election of a Townreeve.

Appointment of Returning Officer.

Case in which the Governor may appoint a Returning Officer.

Places of holding election, and notice thereof.

Returning Officers to procure copy of Collector's Roll.

**Fourteenthly.** No person or persons shall erect or cause to be erected any furnace for making charcoal of wood within the limits of any of the said Villages, under a penalty of twenty shillings currency.

**Fifteenthly.** All and every person or persons who shall throw or cause to be thrown any filth, rubbish or ordure, into any of the streets, lanes, or public places within the limits of any of the said Villages, shall, for every such offence, incur a penalty of two shillings and six pence currency and of five shillings currency for every week during which they shall neglect to remove the same, after notification to that effect by the Inspecting Trustee, or some other person authorized by him for that purpose.

#### IV. INCORPORATED VILLAGES.

**LII.** And be it enacted, That the inhabitants of every Village in Upper Canada, mentioned in the Schedule to this Act annexed marked A, and intituled, "Incorporated Villages," and the inhabitants of each and every other Village, Hamlet or place which shall hereafter by Proclamation under the Great Seal of this Province be erected into an Incorporated Village in the manner prescribed by this Act, shall be a Body Corporate apart from the Township or Townships in which such Village shall be situate, and as such shall have perpetual succession and a Common Seal, with such powers within the limits of such Village as are by this Act conferred upon the inhabitants of the different Townships in Upper-Canada within the limits of such Townships respectively, and the powers of such Corporation shall be exercised by, through, and in the name of the Municipality of such Village.

**LIII.** And be it enacted, That on the first Monday in January in each year, and in case of Villages hereafter to be erected and incorporated by Proclamation as aforesaid on the first Monday in January next after the end of three calendar months from the *teste* of such Proclamation, and on each succeeding first Monday in January thereafter, there shall be held an election by voters qualified in like manner with the voters at elections of Township Councillors, for five Councillors for each of such Villages ; and a Townreeve for each of the said Villages shall be thereafter elected from amongst the Councillors of such Village, in like manner as Townreeves are appointed by this Act to be chosen or elected for every Township as aforesaid.

**LIV.** And be it enacted, That in each of the said Villages which has been heretofore incorporated, whether under the name of Town or Village, or for which there have been Police Trustees appointed, the Clerk of the Board of Police or Town Clerk, or the Inspecting Trustee, as the case may be, shall be the Returning Officer for the first election to be held under this Act, and at each succeeding election the Village Clerk of such Village, for the time being, shall be the Returning Officer.

**LV.** And be it enacted, That in case of an election in any Village where there shall not have been a Clerk of the Board of Police or a Town Clerk, or an Inspecting Police Trustee, or which shall not have been before incorporated, it shall and may be lawful for the Governor of this Province to appoint a Returning Officer to hold the first election for such Village under this Act.

**LVI.** And be it enacted, That the Returning Officer for every such Village shall appoint the place for holding such Village election, of which appointment he shall give notice, by posting the same at least ten days before the election, in at least three public places in such Village.

**LVII.** And be it enacted, That it shall be the duty of the Returning Officer, for each of the said Villages, to procure a correct copy of the Collector's Roll for such Village or of the Rolls for Rolls for the

Township in which such Village is situate, so far as such Rolls or either of them exhibit the names of the freeholders and householders rated upon such Roll or Rolls within the limits of such Village, with the amounts for which they shall be respectively assessed upon such Roll or Rolls, each of which said copies shall be verified in like manner as the copies of Collectors' Rolls produced at the Township Elections, as hereinbefore provided: Provided always, that no person shall be qualified to be elected as a Village Councillor who shall not be possessed, to his own use, of real estate held by him in fee or freehold, or for a term of twenty-one years or upwards, of which at least seven years remain unexpired, situate within the Village for which he is elected, of the assessed value of two hundred and fifty pounds, or unless he shall be a tenant from year to year, or for a term of years, of all property within such Village, at a *bonâ fide* rental of twenty pounds per annum or upwards, or shall be in the receipt of twenty pounds or upwards of yearly rent or profit accruing from or out of real property within such Village; and the male inhabitants being either freeholders or householders upon such Roll or Rolls and resident at the time of the election, and who shall appear in the said Roll or Rolls to have been assessed either as proprietor or tenant for a house or houses, or for land or for both, to the value of twelve pounds ten shillings currency, within the limits of such Village, and none other, shall be entitled to vote at such Village election.

Proviso: who may be elected or vote as an elector.

LVIII. And be it enacted, That when and so often as any Police or other Village Hamlet or place in Upper Canada not incorporated by name under this Act, together with the immediate neighbourhood thereof, shall be found by the Census Returns for the same to contain over one thousand inhabitants whose residences are or shall be collected within a convenient neighbourhood or proximity to each other, to form an Incorporated Village, it shall and may be lawful for the Police Trustees of such Village, if the same shall be a Police Village, or for any number of resident freeholders or householders of such Village, Hamlet or place, in case it shall have no Police Trustees, not less than one hundred, to petition the Governor of this Province that such Village, Hamlet or place may be erected into or set apart as an Incorporated Village, and the inhabitants thereof incorporated under this Act; and upon such petition, it shall be lawful for the Governor of this Province, by an Order in Council, to issue a Proclamation under the Great Seal of this Province erecting or setting apart such Village, Hamlet or place into or as an Incorporated Village, by a name to be given in and by such Proclamation, and to set forth in such Proclamation proper boundaries for such Village, including within such boundaries any portion of the Township or Townships which, from the proximity of streets or buildings therein, may conveniently be attached to such Village, Hamlet or place, and when such Village shall have grown up on the confines of two or more Counties, so as to lie partly within the limits of each, to annex the whole of such Village as incorporated to some one of such Counties exclusively; and the inhabitants of such Village shall, on, from and after the first day of January next after the end of three calendar months from the *teste* of such Proclamation, be incorporated, and the said Village shall become an Incorporated Village apart from the Township or Townships in which it is situate, and the first election for such Village shall be held in the manner hereinbefore prescribed on the first Monday in that month, and such Village shall from thenceforth form a part of the County to which it shall have been so annexed as aforesaid, and shall be subject to the same regulations and provisions of Law, and shall have the same immunities and privileges as a Village named in the said Schedule to this Act annexed marked A, as fully as if such Village had been mentioned therein,

Provision with respect to the incorporation of Villages in which the population shall increase to a certain number

Petition to the Governor.

Action upon such petition.

Incorporation and corporate powers.

Duties and liabilities of Municipalities of incorporated Villages to be similar to those of Township Municipalities.

Village Municipalities may also make By-laws for—

Opening, &c., roads, &c.

Proviso as to encroachments on private property of certain kinds.

Regulating Highways, &c.

Removing steps, projections, &c.

Fixing boundary lines of Highways, &c.

Granting money to Counties by

**LIX.** And be it enacted, That the Municipality of every such Village shall be formed in like manner as the Municipality of any Township, and shall have all such powers, duties and liabilities within and in respect of such Village as the Municipality of any Township shall have in respect of such Township, and the Townreeve of every such Village, and the other Officers thereof, shall have like powers, duties and liabilities within and in respect thereof as the Townreeve or other Officers of any Township shall have within and in respect of such Township, and the Townreeve of each of such Villages shall be a Member of the Municipal Council of the County in which the same is situated.

**LX.** And be it enacted, That the Municipality of each Village, which shall be or remain incorporated under the authority of this Act, shall moreover have power and authority to make By-laws for each or any of the following purposes, that is to say:

*Firstly.* For the opening, constructing, making, levelling, pitching, raising, lowering, gravelling, macadamizing, planking, paving, flagging, repairing, planting, improving, preserving and maintaining any new or existing highway, road, street, square, side-walk, crossing, alley, lane, bridge or other communication, or any public wharf, dock, slip, drain, sewer, shore, bay, harbour, river or water and the shores and banks thereof within the jurisdiction of the Corporation of such Village, and for the entering into, performing and executing any arrangement or agreement with the Municipal Corporation of the County or Counties in which such Village may lie for the execution of any such work at the joint expense and for the joint benefit of the Municipal Corporations of such County or Counties, and of such Village and the people they represent; and for the stopping up, pulling down, widening, altering, changing or diverting of any such highway, road, street, bridge, or communication within the same: Provided always, nevertheless, that no such new, widened, altered, changed or diverted highway, road, street, side-walk, crossing, alley, lane, bridge, or other communication, shall be laid out so as to run through or encroach upon any dwelling house, barn, stable, or out house, or any orchard, garden, yard or pleasure ground, without the consent in writing of the owner thereof.

*Secondly.* For regulating or preventing the encumbering, injuring or fouling of any such highway, road, street, square, side-walk, crossing, alley, lane, bridge or other communication, and of any such wharf, dock, slip, drain, sewer and shore, bay, harbour, river or water by any animals, wheel-barrows, cabs, carts, carriages or other vehicles, vessels, craft, lumber, stone, building or other materials or things whatsoever, or in any other manner whatsoever.

*Thirdly.* For directing and requiring the removal at any time of any door-steps, porches, railings or other erections, projections or obstructions whatsoever which may project into or over the boundary lines of any such highway, road, street, square, sidewalk, crossing, alley, lane, bridge or other communication, or of any such wharf, dock, slip, drain, sewer, shore, bay, harbour, river and water, or the shores and banks thereof, at the expense of the proprietor or occupant of the real property in or near which such projection or obstruction may be found.

*Fourthly.* For surveying, by competent persons, and fixing, marking, determining and settling the boundary lines of such highways, roads, streets, squares, alleys, lanes, bridges or other communications, and of all such public wharves, docks and slips, for giving names to the same, and affixing such names on boards or otherwise on the houses at the corners of the same.

*Fifthly.* For granting to the County or Counties in which such Village shall be situate, by way of loan, or otherwise, such sum or sums of

money, in aid of such other moneys as may be raised by the Municipal Corporation of such County or Counties, or by voluntary subscriptions, for or towards the making, opening, or erecting of any new road or bridge on the bounds of such Village.

loan or otherwise.

*Sixthly.* For regulating and managing any existing market, and for establishing, regulating, and managing any new market, for preventing the selling or vending by retail in the public highways any meat, vegetables, fruit, cider, beer or other beverage whatsoever; for regulating the place and manner of selling and weighing butchers' meat, hay, straw, fodder, wood, lumber and fish; for restraining and regulating the purchase and manner of selling all vegetables, fruit, country produce, poultry, and all other articles or things, or animals exposed for sale, or marketed in the open air; for preventing the forestalling, regrating or monopoly of market grains, meats, fish, fruits, roots and vegetables; for restraining and regulating the purchase of any such things by hucksters or runners living within such Village or within one mile distant from the outer limits thereof; for regulating the measurement, length and weight of coal, lime, shingles, laths, cordwood and other fuel; and for imposing penalties for light weight, or short count or measurement in any thing marketed; for appointing Inspectors for regulating weights and measures in the markets, and within such Village according to the lawful Standard, and for visiting all places wherein weights and measures, steelyards or weighing machines of any description are used within such Village, and for seizing and destroying such as are not according to such Standard; and for imposing and enforcing the collection of penalties upon any person or persons therein who shall be found in the possession of unstamped or unjust weights, measures, steelyards or other weighing machines, for regulating all vehicles, vessels and other things in which any thing may be exposed for sale or marketed in any highway, street or public place, and for imposing a reasonable charge or duty thereon, and establishing the mode in which it shall be paid; for seizing and destroying all tainted and unwholesome meat, poultry, fish, or articles of food; and for distraining butchers' meat for the rent of market stalls, and for selling the same after six hours' notice.

Regulating markets, &c.

Forestalling or monopoly, &c.

Weights and Measures.

Vehicles.

Unwholesome meats.

Regulating harbours, &c.

Harbour dues, Beacons, &c.

Wharves, &c.

Assize of bread.

*Seventhly.* For regulating any harbour lying within the limits of such Village, and the vessels, crafts and rafts arriving in it; for imposing and collecting such reasonable harbour dues thereon as may serve to keep such harbour in good order, and provide for the payment of a Harbour Master, and the erection and maintenance of the necessary beacons therein; for regulating and providing for the erection and rent of wharves, piers and docks in the said harbour, and for preventing the filling up or encumbering of any such harbour.

*Eighthly.* For regulating the assize of bread, and preventing the use of deleterious materials in the making thereof: and for providing for the seizure and forfeiture of bread baked contrary thereto.

*Ninthly.* For enforcing the due observance of the Sabbath; for preventing vice, drunkenness, profane swearing, obscene language, and any other species of immorality and indecency in the streets or other public places, and for preserving peace and good order; for preventing the excessive beating or cruel and inhuman treatment of animals on the public highways of such Village; for preventing the sale of any intoxicating drink to children, apprentices or servants without the consent of their legal protectors; for suppressing and imposing penalties on the keepers of low tippling houses and houses of ill fame visited by dissolute and disorderly characters; for licensing and regulating victualling houses or other houses of refreshment where spirituous liquors are not sold; for the regulation of all public billiard tables, and for licensing

Observance of Sabbath, preventing vice, &c.

Cruelty to animals.

Tippling houses, &c.

Victualling houses &c.

Gambling.

Vagrancy.

Exhibitions.

Public nuisances  
&c.

Use of Firearms.

Bathing.

Charivaries, &amp;c.

Obscene language, &amp;c.

Lock-up houses,  
&c.Public fountains,  
&c

Gunpowder, &amp;c.

Fire in certain  
places.

Ashes.

Chimnies.

regulating or preventing bowling alleys or other places of amusement ; for regulating or preventing, restraining or suppressing horse-racing and gambling houses, and for entering into them and seizing and destroying faro-banks, rouge-et-noir, and roulette-tables, and other devices for gambling ; for restraining and punishing all vagrants, drunkards, vagabonds, mendicants and street beggars, and all persons found drunk or disorderly in any street or public place in such Village ; for restraining or regulating the licensing of all exhibitions of natural or artificial curiosities, theatres, circuses, or other shows or exhibitions kept for hire or profit.

*Tenthly.* For abating and causing to be removed all public nuisances ; for regulating the construction of privy vaults ; for causing vacant lots in central situations when they become nuisances to be properly enclosed ; for regulating or preventing the erection or continuance of slaughter houses, gas works, tanneries, distilleries or other manufactures or trades which may prove to be nuisances ; for preventing the ringing of bells, blowing of horns, shouting and other unusual noises in the streets and public places ; for preventing or regulating the firing of guns or other fire arms ; for preventing or regulating the firing or setting off of fire balls, squibs, crackers or fire-works ; for preventing or regulating the washing or bathing in any public water in or near such Village ; for preventing and punishing parties engaged in charivaries and other like disturbances of the peace ; for preventing any indecent public exposure of the person, or other indecent exhibition whatsoever ; for preventing profane swearing and the use of blasphemous, obscene or indelicate language.

*Eleventhly.* For establishing, maintaining and regulating one or more public lock-up-houses in and for such Village for the detention and imprisonment of all persons sentenced to an imprisonment of not more than ten days, under any of the By-laws of such Village, and of all other persons lawfully detained in custody for examination before a Justice of the Peace or other competent authority on any charge of having committed any offence against the Law or the By-laws of such Village, or detained for the purpose of his transmission to any common gaol or house of correction upon commitment or otherwise either for trial or in the execution of any sentence that may have been passed upon him, either by a Justice of the Peace or other competent authority in that behalf.

*Twelfthly.* For the establishing, protecting and regulating of public fountains, wells, pumps, cisterns, reservoirs and other conveniences for the supply of good and wholesome water or for the extinguishment of fires, and to make reasonable charge for the use thereof ; and for preventing the waste and fouling of public water.

*Thirteenthly.* For regulating the keeping and transporting of gunpowder and other combustible or dangerous materials ; and for erecting, regulating and providing for the support by fees of a Village Magazine for the storing of gunpowder belonging to private parties, and for compelling persons to store therein ; for preventing or regulating the use of fire, lights, or candles in livery or other stables, cabinet-makers and carpenters' shops, and combustible places ; for preventing or regulating the carrying on of manufactures or trades dangerous in causing or promoting fire ; and for regulating the mode of removal and requiring the safe keeping of ashes in proper deposits ; for regulating, removing or preventing the construction of any chimney, flue, fire-place, stove, oven, boiler or other apparatus or thing in any house, manufactory or business which may be dangerous in causing or promoting fire ; for regulating the construction of chimnies as to the dimensions and thickness, and

the carrying of the same to a proper height above the roofs of buildings, and for enforcing the proper sweeping or cleaning of the same by licensed or other chimney sweepers ; for guarding against the calamities of fire by regulating and enforcing the erection of party walls ; for compelling the owners and occupants of houses to have scuttles in the roofs, and stairs and ladders leading to the same, and for authorizing the Officer to be appointed for that purpose to enter at all reasonable times or hours upon the property of any party subject to such regulations for the purpose of ascertaining that the same are properly obeyed ; for requiring the inhabitants of such Village to provide so many fire-buckets, in such manner and time as they shall prescribe, and for regulating the examination of them and the use of them at fires ; for regulating the conduct and enforcing the assistance of the inhabitants present at fires, and the preservation of property thereat ; for making regulations for the suppression of fires and the pulling down or demolishing of adjacent houses, buildings or other erections for that purpose ; for purchasing and establishing and regulating Fire, Hook, Ladder and Property Saving Companies ; for providing medals or rewards for persons who shall distinguish themselves at fires, and for assisting the widows and orphans of persons who may be killed by accidents occurring at such fires.

Party walls.

Ladders.

Fire Buckets,  
&c.

Fire Companies.

Examining  
dwelling houses,  
&c., with respect  
to danger from  
fire.

*Fourteenthly.* For entering into and examining all dwelling houses, warehouses, shops, yards and outhouses, for ascertaining whether any such places are in a dangerous state, with respect to fire or otherwise, and for directing them to be put in a safe and secure condition ; for appointing fire wardens and fire engineers ; for appointing and removing firemen ; for making such rules and regulations as may be thought expedient for the conduct of such Fire Companies, Hook and Ladder Companies and Property Saving Companies as may be raised with the sanction of the Corporation of such Village.

*Fifteenthly.* For providing for the health of the village and against the spreading of the contagious or infectious diseases ; for regulating the interment of the dead, and for directing the returning and keeping of bills of mortality ; and for imposing penalties on physicians, sextons and others for default in the premises ; and for providing and regulating one or more Public Cemeteries for the interment of the dead.

Health of the  
Village, &c.Bills of mor-  
tality, &c.Public Cemete-  
ries, &c.

*Sixteenthly.* For laying out, improving and regulating any Public Cemetery for the burial of the dead that they may obtain and establish for such Village, and for selling or leasing such portions thereof as they may think proper, and for declaring in the conveyance thereof to the purchasers or lessees, the terms on which such portions are to be held, and for making such other regulations for the improvement, ornament and protection of such Cemetery as they may think necessary and proper.

*Seventeenthly.* For preventing the immoderate riding or driving of horses or cattle in any of the public highways or streets of such Village ; and for preventing the leading, riding or driving of horses or cattle upon the side-walks of the streets of such Village, or other improper places therein.

Immoderate  
driving &c.

*Eighteenthly.* For regulating or preventing the fishing with nets or seines, the use of fishing lights, or the erection or use of weirs for eels or other fish in any harbour, river or public water within the limits of the jurisdiction of the Corporation of such Village.

Fishing with  
nets, &c.

*Nineteenthly.* For regulating inns, taverns, ale houses, victualling houses, ordinaries and all houses where fruit, oysters, clams, victuals or spirituous liquors, or any other manufactured beverage may be sold, to be eaten or drank therein, and all other places for the reception and entertainment of the public within the jurisdiction of the Corporation of such Village, and to limit the number of them, and in all cases when there exists no other provision by law for the licensing of such houses,

Inns, Taverns,  
&c.Licensing in  
certain cases.

to provide for the proper licensing of the same, at such rates as to the Corporation of such Village may seem expedient, the proceeds of such license, in cases not otherwise appropriated by law, to form part of the public funds of such Village, and to be disposed of as the said Corporation may consider advisable.

Injuring of  
Trees, &c.

*Twenty-tiethly.* For preventing the injuring or destroying of trees planted or growing for shade or ornament in such Village, and for preventing the pulling down or defacing of sign boards.

Borrowing  
moneys.

*Twenty-firstly.* For borrowing under the restrictions, and upon the security hereinafter mentioned, all such sums of money as shall or may be necessary for the execution of any village work within the jurisdiction and the scope of the authority by this Act conferred upon them.

Levying  
moneys.

*Twenty-secondly.* For raising, levying and appropriating such moneys as may be required for all or any of the purposes aforesaid, by means of a rate or rates to be assessed equally on the whole rateable property of such Village, according to any law which shall be in force in Upper Canada, concerning rates and assessments.

By-laws for car-  
rying their Cor-  
porate powers  
into execution.

*Twenty-thirdly.* For making all such other By-laws as may be necessary and proper for carrying into execution the powers herein vested or hereafter to be vested in the Corporation of such Village, or in any Department or Office thereof, for the peace, welfare, safety and good government of such Village, as they may from time to time deem expedient, such By-laws not being repugnant to this or any other Act of the Parliament of this Province or of the Parliament of Upper-Canada, or to the general laws of that part of this Province: Provided always, nevertheless, firstly, that no person shall be subject to be fined more than five pounds, exclusive of costs, or to be imprisoned more than thirty days for the breach of any By-law or regulation of such Village: And provided also, secondly, that no person shall be compelled to pay a greater fine than ten pounds for refusing or neglecting to perform the duties of any Municipal office when duly elected or appointed thereto.

General provi-  
sion as to By-  
laws.

Proviso as to  
fines.

Proviso

Repealing or  
amending  
By-laws.

*Twenty-fourthly.* For the repeal, alteration or amendment from time to time of all or any of such By-laws and the making others in lieu thereof as to them may seem expedient for the good of the inhabitants of such Village.

## V. TOWNS.

Inhabitants of  
towns mentioned  
in Schedule B,  
&c., incorpo-  
rated.

Corporate  
powers.

How exercised.

Three Councill-  
ors to be chosen  
for every Ward.

Election when to  
take place.

Appointment of  
Returning  
Officer.

**LXI.** And be it enacted, That the inhabitants of each of the Towns mentioned in the Schedule to this Act annexed marked B, and intituled, "Towns," and the inhabitants of all such Villages in Upper Canada as shall be erected into Towns by and under any Proclamation to be issued in that behalf under this Act, shall severally be a Body Corporate, with the same Corporate powers as the inhabitants of Villages incorporated under this Act, except in so far as such powers may be hereby increased, lessened or otherwise modified; and such powers shall be exercised by, through and in the name of the Town Council of each of such Towns respectively.

**LXII.** And be it enacted, That for every Ward within the limits of any such Town, there shall be chosen three Councillors by the male resident freeholders and householders of such Ward.

**LXIII.** And be it enacted, That the elections for each of the said Wards shall take place on the first Monday in January in each year.

**LIV.** And be it enacted, That the Municipality, Town Council or Board of Police in office in each of the said Towns or Villages when this Act shall come into force, or who shall be in office when the Proclamation shall issue, erecting such Village into a Town as aforesaid,

shall appoint a Returning Officer for each Ward, to hold the first election therein ; and such Returning Officer shall fix the place for the said election, and give notice thereof by posting the same in at least three public places within his Ward, at least ten days next before the election ; and that on the first Monday in January in every succeeding year, a like election shall be held, and the Returning Officers and places within each Ward for such elections shall be chosen and appointed by the Town Council in office next before such election, and public notice shall in like manner be given by such Returning Officer of the place of holding such election.

Place of election  
to be fixed.

Elections to be  
held yearly.

LXV. And be it enacted, That it shall be the duty of any person having custody of the Collector's Roll, including any Ward or portion of a Ward of any such Town, to furnish to the Returning Officer, and it shall be the duty of each Returning Officer, at least twenty days before any such election, to procure from such Officer having custody of the Collector's Roll or Rolls as aforesaid, a true copy thereof, so far as the same shall contain the names of the freeholders and householders within the Ward of such Returning Officer, with the amount for which they are respectively assessed upon such Roll, and every of which said copies shall be verified in like manner as the copies of the Collector's Rolls to be procured at the Township elections as hereinbefore provided : Provided always, that no person shall be qualified to be elected at such election, who shall not be seized to his own use of real estate held by him, in fee simple or in freehold, or for a term of twenty-one years or upwards, of which at least seven years remain unexpired, within the Town for which he is elected, of the assessed value of three hundred pounds, or unless he shall be a tenant from year to year or for a term of years, of real property, within such town, at a *bonâ fide* rental of forty pounds per annum or upwards, or shall be in the receipt of forty pounds or upwards of yearly rent or profit, accruing from or out of real property within such Town ; and the Councillors aforesaid shall be chosen by the male inhabitants, being either freeholders or householders, who shall be entered on such Roll, and who shall continue to reside within such Ward at the time of the election, and who shall appear upon the said Roll to have been assessed either as proprietors or tenants for a house or for land, or for both, to the value of twenty-five pounds, and by none other.

Copy of Collector's roll to be  
furnished to Returning Officer.

Attestation of  
such copy.

Proviso : who  
may be elected  
or vote as  
electors.

LXVI. And be it enacted, That on the second Monday next after the said yearly election, the Councillors so elected in any Town shall meet and choose from amongst themselves a Mayor for such Town, who shall have the same powers within such Town as are hereinbefore vested in the Townreeve of a Village ; and the Mayor and Councillors shall form the Council of such Town ; and the said first meeting shall be held at the place where the Municipality, Board of Police or Town Council for such Town shall have held their usual meetings.

Election of  
Mayor.

LXVII. And be it enacted, That the Council for such Town shall have all and singular the powers, duties and liabilities within and in respect of such Town which the Municipality of any Village incorporated under this Act may or can lawfully use or exercise therein.

Town Council  
constituted.

Meetings.

LXVIII. And be it enacted, That the Gaol, Court House, and House of Correction of the County within the limits or on the borders of which every such Town shall be situate, shall be and continue to be the Gaol, Court House and House of Correction of such Town as well as of such County, and the Sheriff, Gaoler and Keeper of such County Gaol and House of Correction, shall be bound to receive and safely keep, until duly discharged, all persons committed thereto by any competent power or authority of such Town.

Powers, &c., of  
Town Council.

Provision with  
respect to Gaol,  
Court House,  
&c.

A Police Office established in each Town : when the Mayor shall preside at it.

Proviso as to holy-days.

Proviso with leave of the Mayor, another Magistrate may sit.

Appointment of Police Magistrates.

Salary.

Proviso : Police Magistrate not to be appointed except upon petition of the Corporation.

Police Magistrate may suspend Chief Constable.

Proviso as to temporary Chief Constable.

Offences against By-laws, &c., may be prosecuted before Police Magistrate or Mayor.

LXIX. And be it enacted, That there shall be in each of such Towns a Police Office, at which it shall be the duty of the Police Magistrate for such Town, or in his absence from sickness or other causes, or when there shall be no Police Magistrate for such Town, then it shall be the duty of the Mayor thereof to attend daily, or at such times and for such period as shall be necessary for the disposal of the business to be brought before him as a Justice of the Peace for such Town : Provided always, firstly, that no such attendance shall be required on Sunday, Christmas-day or Good Friday, or on any day appointed by Proclamation for a Public Fast or Thanksgiving, unless in cases of urgent necessity ; And provided also, secondly, that it shall and may be lawful for any Justice of the Peace having jurisdiction within such Town, at the request of the Mayor thereof, to sit for such Mayor at such Police Office, in every of which cases the required attendance of the said Mayor at such Police Office shall be dispensed with.

LXX. And be it enacted, That the Police Magistrates for the several Towns which shall be or remain incorporated as such under this Act shall be appointed by the Crown during pleasure ; and every such Police Magistrate shall be *ex officio* a Justice of the Peace in and for the Town for which he shall be appointed, and in and for the County within or on the borders of which such Town shall lie, and shall receive a salary of not less than one hundred pounds per annum, payable quarterly out of the Municipal funds of such Town : Provided always, nevertheless, that a Police Magistrate shall not in the first instance be appointed for any of such Towns, until the Corporation of such Town shall have communicated to the Governor-General of this Province, through the Provincial Secretary thereof, their opinion that such an Officer was required for the better conduct of the affairs of such Town and administration of justice therein.

LXXI. And be it enacted, That every such Police Magistrate shall have the power of suspending from the duties of his office any Chief Constable or Constable of the Town of which he is the Police Magistrate for any period in his discretion, and that immediately after such suspension, he shall report the same, with the cause thereof, if he deem such Chief Constable or Constable deserving of dismissal for the cause of such suspension, to the Town Council of such Town, and the Town Council thereof shall thereupon in their discretion dismiss such Chief Constable or Constable, or direct that he shall be restored to the duties of his office after the period of such suspension shall have expired, and during such suspension no such Chief Constable or Constable shall be capable of acting in his said office except by the express permission of the Police Magistrate of such Town in writing, nor shall such Chief Constable or Constable be entitled to any salary or remuneration for the period of such suspension : Provided always, that it shall be in the power of such Police Magistrate to appoint some fit and proper person to act as Chief Constable or Constable during the period of such suspension of any Chief Constable or Constable as aforesaid.

LXXII. And be it enacted, That all offences against the By-laws of any of the said Towns, and all penalties for refusal to accept or be sworn into office in such Towns, and all other offences over which one or more Justices of the Peace have or shall have jurisdiction, committed within any such Town, may be prosecuted and sued for, tried and recovered before the Police Magistrate of such Town, or when there shall be no Police Magistrate in such Town, then before the Mayor of such Town, such Police Magistrate or Mayor, as the case may be, acting, either alone or assisted by one or more Justices of the Peace for such Town, as the case may require ; and such Police Magistrate shall *ex*

ficio be a Justice of the Peace for such Town, and it shall be his duty and that of the Justices for such Town to be the conservators of the peace a and for the same.

He shall be a J. P.

LXXIII. And be it enacted, That the Clerks of the Town Councils of he said Towns shall be Clerks of the Police Offices of such Towns, and perform the same duties and receive the same emoluments as now uppertain to Clerks of Justices of the Peace in Upper Canada, unless by Act of the Town Councils of such Town another Officer be appointed for such purpose.

Who shall be Clerks of Police Offices.

Their duties.

LXXIV. And be it enacted, That there shall be in and for each of the Towns which shall be or remain incorporated as such under the authority of this Act, one Chief Constable, and one or more Constables for each Ward of such Town, who shall respectively hold their offices during the pleasure of the Town Council, but shall be liable to be suspended and dismissed as hereinbefore provided.

Appointment of Chief Constables, &c., to hold office during pleasure of Town Council.

LXXV. And be it enacted, That nothing in this Act contained shall be construed to limit the power of the Governor of this Province to appoint under the Great Seal thereof, any number of Justices of the Peace for any such Town.

Power of Governor as to appointment of J. P. not affected.

LXXVI. And be it enacted, That all oaths of Office of the Subordinate Officers of such Town, shall be taken before the Mayor or Police Magistrate thereof, or before any one of the Justices of the Peace for such Town, who are hereby authorized to administer the same.

Oath of Office of Subordinate Officers, before whom to be taken.

LXXVII. And be it enacted, That it shall and may be lawful for the Town Council of each of the said Towns, to select from among themselves one Townreeve, and when such Town shall have five hundred resident freeholders and householders on the Collector's Roll thereof, then also a Deputy-Townreeve for such Town, who shall be a Member of the Municipal Council of the County in which such Town is situate.

Appointment of Townreeve, and Deputy-Townreeve.

LXXVIII. And be it enacted, That the Town Council for each of the said Towns shall appoint three Assessors and one Collector for each Ward of the said Town, whose duty it shall be to make assessments and collect taxes within such Ward, in like manner as the Assessors and Collectors in the several Townships aforesaid are to perform the same duties in the said Townships respectively; Provided always, firstly, that none of the Town Councillors shall be eligible to be appointed to such offices; and provided also, secondly, that no person shall be appointed such Assessor, unless he shall be rated on the Collector's Roll for the year preceding his appointment, to the amount of three hundred pounds and upwards.

Appointment of Assessors and Collectors.

Proviso.

Proviso as to qualification.

LXXIX. And be it enacted, That whenever any Incorporated Village in Upper Canada, shall be found by the Census Returns to contain within its limits upwards of three thousand inhabitants, then upon petition of the Municipality of such Village, it shall and may be lawful for the Governor of this Province by an Order in Council to issue a Proclamation under the Great Seal of the Province erecting such Village into a Town, and including within the boundaries thereof any portion of the Township or Townships within which it may be situate, which from the proximity of streets or buildings thereon may conveniently be attached to such Town and dividing the said Town into Wards by appropriate names and boundaries; but no Town shall be so divided into less than three Wards, and none of such Wards shall have less than five hundred inhabitants; and such Town shall have an election by Wards on the first Monday in the month of January next after the end of three calendar months from the *teste* of such Proclamation; and such Town shall from thenceforth be subject to the same regulations and provisions of law, and shall have

Provision for the erection of an incorporated Village into a Town on certain conditions.

Number of Wards.

First election by Wards.

Privileges as a Town.

the same immunities and privileges as a Town named in the said Schedule to this Act annexed marked B, as fully as if such Town had been mentioned therein.

Town Council  
to be composed  
of Councillors  
elected for the  
different Wards:  
powers and  
duties.

LXXX. And be it enacted, That the Town Council of any such Town shall be composed of the Councillors elected by and for the different Wards of such Town, and shall have all such powers, duties and liabilities within and in respect of such Town as the Municipality of any Village shall have in respect of such Village; and the Mayor of such Town and the other officers thereof shall have the like powers, duties and liabilities respectively within and in respect thereof as the Town-reeves and other Officers of any Incorporated Village shall have within and in respect of such Village.

Power of Town  
Councils to make  
By-laws for—

LXXXI. And be it enacted, That the Town Council of each of the Towns, which shall be or remain incorporated under the authority of this Act, shall moreover have power and authority to make By-laws for each or any of the following purposes, that is to say :

Establishing  
Police.

*Firstly.* For establishing and regulating a Police for such Town; for establishing and regulating one or more Alms-houses and Houses of Refuge for the relief of the poor and destitute; for erecting and establishing and also providing for the proper keeping of any Work-house or House of Correction that may hereafter be erected in and for such Town; for regulating the erecting of buildings and preventing wooden buildings from being erected in thickly built parts of such Towns.

Work-house and  
house of correc-  
tion.

Regulating erec-  
tion of buildings.

Purchase of land  
for Industrial  
Farm, &c.

*Secondly.* For the purchase of such lands as they may deem necessary, for the purpose of an Industrial Farm for such Town, of not less than two hundred acres in extent within such convenient distance of such Town as they may deem expedient, and for erecting, or building thereon, such houses, buildings, yards and other inclosures as may be deemed proper for the purposes of such farm.

Lighting with  
gas, oil, &c.

*Thirdly.* For defraying out of the funds of such Town, if necessary, the expense of lighting the same or any part thereof with gas, oil or other substances, and the performing of any kind of work required for the purpose, and for obliging the proprietors or occupiers of real property to allow such work to be done, and such fixtures placed in or about their premises as may be necessary for that purpose; such work and fixtures to be done at the expense of such Town.

Livery stable  
licenses, &c.

Public convey-  
ances.

Assessments on  
real property for  
special improve-  
ments.

Or for sweeping  
and watering  
streets, &c.

*Fourthly.* For regulating and licensing the owners of Livery Stables, Horses, Cabs, Hackney-coaches, Omnibusses, Carts and other Carriages used for hire in such Town, and for establishing the rates of pay or hire to be taken by the owners or drivers thereof, and for preventing runners, stage-drivers and others in the streets or public places from soliciting and teasing passengers and others to travel in any boat, vessel, stage or vehicle.

*Fifthly.* For assessing the proprietors of such real property in any such Town as may be immediately benefitted by such improvements, for such sum or sums as may at any time be necessary to defray the expense of making or repairing any common sewer, drain, flagging, posts or pavement in any public highway, street, square or place immediately opposite or near to such real property, and for regulating the time and manner in which such assessment shall be collected and paid.

*Sixthly.* For raising, levying and appropriating at and upon the petition of two thirds or upwards of the freeholders and householders resident in any particular street, square, alley or lane of such town, such sum or sums of money as may be necessary to defray the expense of sweeping and watering such street, square, alley or lane by means of a special rate to be assessed equally on the whole rateable property in such street, square, alley or lane.

*Seventhly.* For borrowing under the restriction and upon the security hereinafter mentioned, all such sums of money as shall or may be necessary for the execution of any town work within their jurisdiction and the scope of the authority by this Act conferred upon them.

Borrowing moneys.

*Eighthly.* For raising, levying and appropriating such moneys as may be required for all or any of the purposes aforesaid by means of a rate to be assessed equally on the whole rateable property in such Town according to any law which shall be in force in Upper Canada concerning rates and assessments.

Levying moneys.

*Ninthly.* For making all such laws as may be necessary and proper for carrying into execution the powers herein vested or hereinafter to be vested in the Corporation of such Town or in any department or office thereof, for the peace, welfare, safety and good government of such Town as they may from time to time deem expedient, such laws not being repugnant to this or any other Act of the Parliament of this Province, or of the Parliament of Upper Canada, or to the general laws of that part of this Province: Provided always nevertheless, firstly, that no person shall be subject to be fined more than five pounds, exclusive of costs, or to be imprisoned more than thirty days, for the breach of any By-law or regulation of such Town: And provided also, secondly, that no person shall be compelled to pay a greater fine than twenty pounds for refusing or neglecting to perform the duties of any Municipal office when duly elected or appointed thereto.

Making By-laws for carrying into execution powers herein vested, &c.

*Tenthly.* For the repeal, alteration, or amendment, from time to time, of all or any of such By-law or By-laws, and the making others in lieu thereof, as to them may seem expedient for the good of the inhabitants of such Town.

Proviso as to fines, for breach of By-laws.

For refusing office.

Repealing or amending of By-laws.

## VI. CITIES.

LXXXII. And be it enacted, That the inhabitants of each of the Cities mentioned in the Schedule to this Act annexed marked C, and intituled "Cities," and the inhabitants of all such Towns in Upper-Canada as shall from time to time, be erected into Cities by and under any Proclamation to be issued in that behalf under this Act, shall be Bodies Corporate with all the powers, privileges and immunities, duties and liabilities of the incorporated inhabitants of Towns as aforesaid, except in so far as such powers may be hereby increased, lessened or otherwise modified, and such powers shall be exercised by, through, and in the name of the Mayor, Aldermen and Commonalty of each of such Cities respectively.

Inhabitants of Cities mentioned in Schedule C &c., incorporated.

Corporate powers.

How exercised.

LXXXIII. And be it enacted, That for every Ward within the limits of any such City, there shall be chosen by the male resident freeholders and householders of such Ward, one Alderman and two Councillors for such Ward, for which purpose copies of the Collector's Rolls shall be furnished, verified and procured by the like persons and within the like times as is hereinbefore provided with respect to Towns; and the Common Council of each such City shall be formed of such Aldermen and Councillors in the same manner as the Town Council of any such Town shall have in and with regard to the same, and all the rules, regulations provisions and enactments contained in this Act, as applied to Incorporated Towns, by way of reference to those provided for Incorporated Villages or otherwise, shall apply to each of the said Cities: Provided always, firstly, that the Mayor of every such City shall be elected from among the Aldermen thereof; and provided always, secondly, that no person shall be qualified to be elected an Alderman for any such Ward who shall not at the time of the Election be seized, to his own use, of Real Estate held by him in fee simple, or in freehold, within the City for which he is elected or the liberties thereof, of the assessed value of

Election of one Alderman and two Councillors for each Ward: copies of Collector's rolls to be furnished, &c., as in Towns.

Proviso: Mayor to be elected from among Aldermen.

Proviso: qualification of Aldermen.

Proviso : qualification of Councillors.

Qualification of electors.

Provision with respect to the erection of incorporated Towns into Cities, on certain conditions.

New division into Wards.  
First election, as a City.

Each incorporated City to be a County of itself for certain purposes.

Proviso : not to prevent County Municipal Councils to hold their sittings in Cities, &c.

Justice of the Peace of the County to have no jurisdiction within City.

Proviso: Quarter Sessions of the County may be held in City.

five hundred pounds, or unless he shall be a Tenant from year to year, or for a term of years, of Real Property within such City or the liberties thereof, at a *bonâ fide* rental of sixty pounds per annum or upwards, or shall be in the receipt of sixty pounds or upwards, of yearly rent or profit accruing from or out of Real Property within such City or the liberties thereof; and provided always, thirdly, that no person shall be qualified to be elected a Councillor for any such Ward, who shall not, at the time of his Election, be in like manner seized to his own use of like Real Estate, to the value of three hundred pounds, or unless he shall be a Tenant from year to year or for a term of years, of Real Property within such City or the liberties thereof, at a *bonâ fide* rental of thirty pounds per annum or upwards, or shall be in the receipt of thirty pounds or upwards of yearly rent or profit accruing from or out of Real Property within such City or the liberties thereof; and provided always, fourthly and lastly, that the Aldermen and Councillors aforesaid, shall be chosen by the male inhabitants being either freeholders or householders who shall be entered on such Roll and who shall continue to reside within such Ward at the time of the Election, and who shall appear upon the said Roll to have been assessed either as Proprietors or Tenants for a house or for land, or for both, to the value of fifty pounds, and by none other

LXXXIV. And be it enacted, That whenever any of the said Towns incorporated, or to be incorporated as aforesaid, shall be found by the census returns to contain more than fifteen thousand inhabitants, then, on petition from the Town Council of such Town, it shall and may be lawful for the Governor of this Province, by an Order in Council, to issue a Proclamation under the Great Seal of the Province, erecting such Town into a City, setting forth the boundaries of such City and of the liberties thereof respectively, with the portions of the liberties to be attached to each of such Wards respectively, and including within such boundaries any portion of the Township or Townships adjacent, which from the proximity of streets or buildings therein, or the probable future exigencies of such City, it may appear desirable in the opinion of the Governor in Council should be attached to such City or the liberties thereof; and to make new divisions of such City into Wards, in like manner as is provided in the case of the said Towns; and the first election in such place as a City shall take place on the first Monday of the month of January next, after the end of three calendar months from the *teste* of such Proclamation.

LXXXV. And be it enacted, That each of the Cities which shall be or remain incorporated as such under the authority of this Act, with the liberties thereof, shall, for all Municipal purposes, and such Judicial purposes as are herein or hereby specially provided for, but no other, be a County of itself: Provided always, nevertheless, that nothing herein contained shall prevent the Municipal Council of the County within or on the borders of the territorial limits whereof such County of a City shall lie, to hold their sittings, keep their public offices, and transact all their business and that of their officers and servants within the limits of such City or the liberties thereof, and to purchase and hold all such real property within such limits as may be necessary or convenient for such purposes or any of them.

LXXXVI. And be it enacted, That the Justices of the Peace in and for the County within or on the borders of which such City shall lie, shall as such neither have nor exercise any jurisdiction over offences committed within such City or the liberties thereof; any law or usage to the contrary thereof notwithstanding: Provided always, nevertheless firstly, that nothing herein contained shall be construed to prevent the General or Adjourned Quarter Sessions of the Peace for such County

Proviso : with respect to endorsement of Warrants.

Commissions of the Peace to cease on erection of a City.

Chief Constable and High Bailiff to be appointed.

Corporation may erect any part of the liberties into outer Wards, &c.

Provision for annexing an outer Ward to the City, on certain conditions.

When an outer Ward is annexed it shall cease to form part of the liberties.

Proviso as to elections for such Ward.

Present Gaol, Court House, &c., to continue as such for City and County, until otherwise provided.

being held within the limits of such City or the liberties thereof, and having and exercising all the jurisdiction and authority necessarily incident to the power of holding such Sessions ; And provided always also, secondly, that nothing herein shall prevent or be construed to prevent the endorsement of Warrants as now provided for by law, nor to alter or interfere with the effect of such endorsement.

LXXXVII. And be it enacted, That from the time of the erection of any Town into a City, any and every Commission of the Peace that may have been issued for such Town shall cease and determine.

LXXXVIII. And be it enacted, That there shall be in and for each of the Cities which shall be or remain incorporated as such under the authority of this Act, besides a Chief Constable, as provided with respect to incorporated Towns as aforesaid, one High Bailiff, who shall be appointed annually by the Corporation of such City.

LXXXIX. And be it enacted, That it shall and may be lawful for the Corporation of any City which shall be or remain incorporated under authority of this Act, by act of Common Council, from time to time, as it may seem expedient, to erect any part of the liberties contiguous to such City, as their boundaries shall be at the time, into one or more outer Wards ; and may from time to time, as it may seem expedient, alter and vary the boundaries of such outer Wards, or any of them, before they shall be annexed to the said City, as hereinafter provided.

XC. And be it enacted, That so soon as it shall appear by the census of any such City, that any one of its outer Wards contains as many inhabitants as by the census first taken after the passing of this Act, or after the erection of such City, as the case may be, shall be found to be contained in the least populous of the Wards erected by this Act, or by the Proclamation erecting such City, and by the general Assessment Rolls of such City, that such outer Ward contains as much assessed property as by the first Assessment of the said City made after the passing of this Act, or after the issuing of such Proclamation as aforesaid, shall be found to be contained in the least wealthy of the Wards erected by this Act or by such Proclamation, it shall and may be lawful for the Mayor of such City, for the time being, and he is hereby required forthwith to issue a Proclamation, under the Seal of the said City, setting forth the same, and annexing such Ward to such City, calling it by such name as the Common Council thereof shall think fit.

XCI. And be it enacted, That from the date of any such last mentioned Proclamation, such Ward shall cease to be a part of the liberties, and shall from thenceforth constitute a Ward of such City, and have incident to it, and its inhabitants every thing by this Act or any future Act of Parliament, or any act of Common Council, incident to the Wards of such City, or the inhabitants thereof in general, and every such Act shall extend to such Ward as it does or shall to the other Wards of such City in general ; Provided always, that no Election for Charter Officers for any such Ward, shall take place until the general Election for such officers next ensuing the issuing of any such last mentioned Proclamation.

XCI. And be it enacted, That the Gaol, Court House and House of Correction of the County within the limits or on the borders of which any such City shall be situate, shall be and continue to be the Gaol, Court House and House of Correction of such City, as well as of such County, until such City shall by Act of Common Council otherwise direct ; and the Sheriff, Gaoler and Keeper of every such County Gaol and House of Correction shall be bound to receive and safely keep until duly dis-

A Recorder's Court to be established for each City.

Who shall preside in it.

Jurisdiction of Recorder's Court.

Four Sessions in each year, and when.

Inhabitants of City and Liberties exempted from serving on certain Juries after a certain date.

Who shall be Grand Jurors for the Recorder's Courts, and how summoned.

Petit Jurors to be summoned by High Bailiffs.

Who shall be Grand and Petit Jurors.

Authority of Grand Juries.

charged, all persons committed thereto by any competent power or authority of such City.

**XCIII.** And be it enacted, That besides a Police Officer and Police Magistrate, as provided with respect to Incorporated Towns as aforesaid, and which shall have the like duties and powers in all respects in such City and the liberties thereof as is herein provided with respect to the Police Officers and Magistrates for incorporated Towns as aforesaid, there shall moreover be a Court of Record in each of the Cities, which shall be or remain incorporated as such under the authority of this Act, which Court shall be called the Recorder's Court of such City, and wherein the Recorder for the time being shall preside, assisted by one or more of the Aldermen of such City, or in the absence of such Recorder from sickness or other causes, or when there shall be no Recorder, the Mayor or one of the Aldermen of such City, to be elected by the Aldermen from among themselves, shall preside; and that such Court shall in all cases possess the like powers and have the like jurisdiction as to crimes, offences and misdemeanors committed in such City and the liberties thereof as the Courts of Quarter Sessions of the Peace now have or hereafter may have by Law in Upper-Canada, as to crimes, offences and misdemeanors committed within their local jurisdiction, as well as in all those matters of civil concern not belonging to the ordinary jurisdiction of a Court of Justice, as have been or may hereafter be by Law vested in such Courts of Quarter Sessions of the Peace.

**XCIV.** And be it enacted, That the said Recorder's Court shall hold four Sessions in each year, which Sessions shall commence on the second Monday in the months of January, April, July and October in each year.

**XCV.** And be it enacted, That the inhabitants of every such City erected or to be erected under the authority of this Act, and of the liberties thereof, at all times after the passing of this Act, or after the first day of January next after the end of the three calendar months from the *teste* of the Proclamation erecting such City, as the case may be, shall be exempt from serving on Juries at any other than the City Courts and the Courts of Assize and *Nisi Prius*, Oyer and Terminer and General Gaol delivery for the County within the limits or on the borders of which such City shall be situate.

**XCVI.** And be it enacted, That the Grand Juries of such Recorder's Courts shall consist of twenty-four persons to be summoned by the High Bailiffs of each of the said Cities, under precepts signed by the Recorders or Aldermen elected to sit for such Recorders, in the same manner as Grand Juries of the Quarter Sessions are now or hereafter may be by law summoned by the different Sheriffs in Upper Canada.

**XCVII.** And be it enacted, That the Panels of the Petit Jurors for such Courts shall consist of not less than thirty-six nor more than sixty Jurors to be summoned by the High Bailiffs of each of the said Cities, under precepts signed by the Recorders or Aldermen elected to sit for such Recorders in the same manner as Petit Jurors of the Quarter Sessions now are or hereafter may be by law summoned by the different Sheriffs in Upper Canada.

**XCVIII.** And be it enacted, That such persons only residing in the said Cities or the liberties thereof, shall be summoned to compose the Grand and Petit Jurors of such Recorder's Courts as are at present or hereafter may be liable to be summoned as Grand and Petit Jurors respectively, in any Court of Upper Canada.

**XCIX.** And be it enacted, That the respective Grand Juries shall have all the power and authority over offences committed in the said

Cities and the liberties thereof which Grand Juries for the General Quarter Sessions of the Peace in Upper Canada now have or hereafter may have.

C. And be it enacted, That the like Process and Proceeding now had in the said General Quarter Sessions of the Peace in criminal cases, shall and may be used in the said Recorder's Courts when exercising criminal jurisdiction, and the like power to take recognizances and all other powers and duties incidental to such jurisdiction, and which the said Courts of General Quarter Sessions now or hereafter may possess by law, together with the powers granted by this Act, are hereby vested in the said Recorder's Courts as far as regards any offences, crimes and misdemeanors arising or committed within such Cities and the liberties thereof respectively.

CI. And be it enacted, That upon the acquittal of any Defendant or Defendants in any of the said Recorder's Courts, the Recorder or presiding Alderman thereof, shall upon its appearing to the satisfaction of the said Court, that there was a reasonable and probable cause for such prosecution, order the costs thereof to be taxed by the Clerk of the said Court to be paid out of the City Funds.

CII. And be it enacted, That every such Recorder shall have the power of suspending from the duties of his Office any High Bailiff, Chief Constable or Constable of the City of which he is the Recorder, for any period in his discretion, and that immediately after such suspension he shall report the same with the cause thereof, if he deem such High Bailiff, Chief Constable or Constable, deserving of dismissal for the cause of such suspension, to the Common Council of such City, and the said Common Council shall thereupon in their discretion, dismiss such High Bailiff, Chief Constable or Constable, or direct that he shall be restored to the duties of his Office after the period of such suspension shall have expired, and during such suspension no such High Bailiff, Chief Constable or Constable shall be capable of acting in his said Office except by the express permission of the Recorder of such City in writing, nor shall such High Bailiff, Chief Constable or Constable be entitled to any salary or remuneration for the period of such suspension: Provided always, that it shall be in the power of such Recorder to appoint some fit and proper person to act as High Bailiff, Chief Constable or Constable during the period of such suspension of any High Bailiff, Chief Constable or Constable as aforesaid.

CIII. And be it enacted, That the Clerks of the Common Councils of the said Cities shall be Clerks of the Recorders' Courts, and perform the same duties and receive the same emoluments as now appertain to the Clerks of the Peace in Upper Canada.

CIV. And be it enacted, That the Recorders for the several Cities which shall be or remain incorporated as such under the authority of this Act, shall be Barristers of Upper Canada of not less than five years' standing, and shall be appointed by the Crown during pleasure, and every such Recorder shall be *ex officio* a Justice of the Peace, in and for the City and Liberties thereof, for which he shall be appointed, and shall receive a salary of not less than two hundred and fifty pounds per annum, payable quarterly out of the Municipal Funds of such City: Provided always nevertheless, that a Recorder shall not in the first instance be appointed for any of such Cities until after the Corporation of such City shall have communicated to the Governor General of this Province, through the Provincial Secretary thereof, their opinion that such an Officer was required for the better conduct of the affairs of such City, and administration of justice therein.

Powers of  
Courts of Quar-  
ter Sessions  
vested in Recor-  
der's Courts.

On acquittal of a  
defendant, costs  
to be paid out of  
City funds, when  
there was rea-  
sonable cause for  
prosecution.

Recorder may  
suspend High  
Bailiff, Chief  
Constable, &c.,  
from their duties.

Proviso as to a  
Bailiff, &c. *pro  
tempore*.

Who shall be  
Clerks of Recor-  
der's Courts.

Appointment  
and qualification  
of Recorders.

Proviso: not to  
be appointed  
except on peti-  
tion of the Cor-  
poration.

Offices of Recorder and Police Magistrate may be vested in the same person.

Proviso as to salary in such case.

Powers of City Councils to be similar to those of Town Councils.

City Councils may make By-laws for—

Erection of a City Hall, Gaol, House of Correction, &c.

Regulating the erection of wooden buildings;

Borrowing moneys.

Levying moneys by rate.

Carrying into execution powers vested in them.

Proviso as to fines for breach of By-laws;

Or for not accepting office.

Repealing or amending By-laws.

CV. And be it enacted, That it shall and may be lawful for any such Common Council in any such communication, to declare their opinion that the said offices of Recorder and Police Magistrate may be vested in the same person for some time thereafter, in every which case the same person shall be appointed to both of such offices, and the said offices shall remain united in such person and his successors until such Common Council shall have further communicated to the Governor General of this Province, their opinion that such offices should no longer continue united; from which time the same shall be held separately: Provided always, that during the union of such offices the person holding the same shall not be entitled to any other than the salary herein provided for the office of Recorder.

CVI. And be it enacted, That the Common Council of such City shall have all and singular the powers and authority within such City and the Liberties thereof, which the Town Council of any Town incorporated under the authority of this Act, may or can lawfully use or exercise therein.

CVII. And be it enacted, That the Common Council of each of the Cities which shall be or remain incorporated under the authority of this Act, shall moreover have power and authority to make By-laws for each of the following purposes, that is to say:

*Firstly.* For erecting and establishing and also providing for the proper keeping of a City Hall, Court House, Gaol, House of Correction and House of Industry in and for such City and the Liberties thereof, and appointing the Inspectors of any such House of Industry.

*Secondly.* For regulating, in their discretion, the erecting of buildings and preventing wooden buildings and wooden fences from being erected in such City.

*Thirdly.* For borrowing under the restrictions and upon the security hereinafter mentioned all such sums of money as shall or may be necessary for the execution of any city work within their jurisdiction, and the scope of the authority by this Act conferred upon them.

*Fourthly.* For raising, levying, and appropriating such moneys as may be required for all or any of the purposes aforesaid by means of a rate to be assessed equally on the whole rateable property of such City, according to any law which shall be in force in Upper Canada, concerning rates and assessments.

*Fifthly.* For making all such laws as may be necessary and proper for carrying into execution the powers herein vested or hereafter to be vested in the Corporation of such City or in any department or office thereof, for the peace, welfare, safety and good government of such City as they may from time to time deem expedient, such laws not being repugnant to this or any other Act of the Parliament of this Province, or of the Parliament of Upper Canada, or to the general laws of that part of this Province: Provided always nevertheless, firstly, that no person shall be subject to be fined more than five pounds exclusive of costs, or to be imprisoned more than thirty days for the breach of any By-law or Regulation of such City; And provided also, secondly, that no person shall be compelled to pay a greater fine than twenty pounds, for refusing or neglecting to perform the duties of any municipal office, when duly elected or appointed thereto.

*Sixthly.* For the repeal, alteration or amendment, from time to time, of all or any of such By-laws, and the making others in lieu thereof as to them may seem expedient for the good of the inhabitants of such City.

## VI. MISCELLANEOUS PROVISIONS.

CVIII. And be it enacted, That of the Municipal Corporations erected or to be erected under the authority of this Act, the Warden of each County shall be the Head of the Municipal Council or Corporation of such County, the Mayor of each City and Town shall be the Head of the Town or Common Council or Corporation of such City or Town respectively, and the Townreeve of each Township and Village, the Head of the Municipality or Corporation of such Township or Village respectively.

Who shall be the Heads of the different Corporations.

CIX. And be it enacted, That the Head of every such Municipal Corporation as aforesaid shall *ex officio* be a Justice of the Peace, in and for the County within or on the borders of which the Township, Village, Town or City, in or over which he shall preside as such Head as aforesaid, shall be situate, and shall have within every such County, as well as within the limits of the Jurisdiction of the Municipal Corporation over which he presides, all and singular the powers and jurisdiction as well civil as criminal which belong to that office.

Head of any Corporation to be *ex officio* a Justice of the Peace.

CX. And be it enacted, That in the event of the absence of the Head of any such Municipal Corporation from the duties of his office for a period exceeding at one time three calendar months, without having been first authorized so to absent himself by a resolution of such Municipal Corporation, he shall vacate his office; and in such case, it shall and may be lawful for such Municipal Corporation, at a special meeting thereof for that purpose, to be convened within three days after such office shall become vacant, to elect from among themselves a successor to such Head of such Municipal Corporation, who shall hold office for the remainder of the time of service of his immediate predecessor, which Head of such Corporation shall be sworn into office as is in and by this Act provided.

Absence of more than three months at a time without leave, to vacate the office.

CXI. And be it enacted, That it shall and may be lawful for the Head of such Municipal Corporation, at any time, by and with the consent of such Municipal Corporation, to resign his office; and his successor shall in such case be elected within the time and in the manner, and for the same period as is provided in the next preceding section of this Act.

Vacancy how filled.

CXII. And be it enacted, That if any of the Members of any such Municipal Corporations, erected or to be erected under the authority of this Act, shall be declared a Bankrupt, or shall apply to take the benefit of any Act for the relief of Insolvent Debtors, or shall compound by deed with his creditors, then, and in every such case, such person shall thereupon immediately become disqualified, and shall cease to be a Member of such Municipal Corporation, for the residue of the time for which upon such bankruptcy, insolvency, or composition with his creditors, such Member of such Municipal Corporation was liable to serve; and the vacancy thereby created shall be filled as in the case of the natural death of such Member of such Municipal Corporation.

Resignation of Heads of Corporations.

CXIII. And be it enacted, That the head of every such Municipal Corporation, or, in his absence, the Chairman thereof, shall have power to administer an oath or oaths, affirmation or affirmations, to any person or persons concerning any account or other matter which shall be submitted to such Municipal Corporation.

Members of Corporations becoming insolvent to cease to be Members.

CXIV. And be it enacted, That for and notwithstanding the issue of any Proclamation under the authority of this Act for the incorporation of any Village or for the erection of any Village into a Town, or of any Town into a City, the Municipal Corporation existing in or having authority over such Village or Town, or the Hamlet or place of which by

Power to Head of Corporation to administer certain oaths.

Notwithstanding proclamation incorporating Villages, &c., Municipal Corporations then existing to con-

tinue to exercise their powers for a certain time.

Governor in Council may enlarge boundaries, or alter the division, &c., of a Town or Village, on petition of the Corporation.

As to first election thereafter.

Municipal Corporation not to grant exclusive rights to exercise any trade or calling.

Proviso as to Ferries.

When a Police Magistrate shall be appointed in a Town or City, powers of granting tavern licenses vested in him.

Tavern-keepers keeping disorderly houses, to be tried before the Mayor or Police Magistrate and two Aldermen or Justices of the Peace.

Punishment on conviction.

such Proclamation such Village, Town or City shall be made to consist immediately previous to the first day of January next after the end of three calendar months from the *teste* of such Proclamation, and all and singular the members, officers and servants of the same respectively, shall upon, and from such last mentioned first day of January, until the fourth Monday of the same month, continue to have, exercise and perform all and singular the Municipal and other powers, functions and duties which, immediately previously to such last mentioned first day of January, shall or may by law have been vested in them respectively, to all intents and purposes as if such Proclamation had not been issued.

**CXV.** And be it enacted, That it shall and may be lawful for the Governor of this Province, by any Order in Council, made upon the petition of the Municipal Corporation of any Town or Village, by Proclamation under the Great Seal of the Province, to add to the boundaries of such Town or Village, and to make a new division of the Wards of any such Town, and to alter the boundaries and number of such Wards, but so that there be not less than three Wards therein, and that no Ward shall by such division contain less than the number of inhabitants contained in the least populous Ward of such Town by the first census taken after the first erection of such Town; and the first election, under such enlargement or new division of such Town or Village, shall take place on the first day of January next, after the end of three calendar months from the *teste* of such Proclamation.

**CXVI.** And be it enacted, That nothing herein contained shall be construed to authorize any Municipal Corporation erected under the authority of this Act, to give any person or persons an exclusive right or privilege to exercise within the locality over which it has jurisdiction, any trade or calling concerning which such Municipal Corporation may be hereby empowered to make regulations, or to require that a license to exercise the same be taken from such Municipal Corporation or any Officer thereof, or to impose any special tax on any person or persons exercising the same except only such reasonable fee, not in any case exceeding five shillings, as may be necessary for remunerating the proper Officer for issuing or granting to any such person a certificate of his having complied with any such regulations as aforesaid; Provided always nevertheless, that nothing herein contained shall affect the right of any Municipal Corporation to the exclusive privilege of any ferry now vested in the present Corporation of such County, City, Town or Village.

**CXVII.** And be it enacted, That whenever there shall be a Police Magistrate for any Town or City erected or to be erected under the authority of this Act, the power of granting licenses to inn-keepers, and the keeping of ale and beer houses within such Town or City, or the liberties thereof, under such By-laws as may be made for that purpose by the Municipal Corporations thereof, shall be vested in and belong to such Police Magistrate.

**CXVIII.** And be it enacted, That the Mayor or Police Magistrate, with any two Aldermen or Justices of the Peace for any Town or City erected or to be erected under the authority of this Act, shall have full power and authority upon complaint made to them or any one of them, upon oath, of any riotous or disorderly conduct in the house of any Inn or Tavern Keeper in any such Town or City, to enquire summarily into the matter of such complaint, and for the Mayor or Police Magistrate of such Town or City, to summon such Inn or Tavern-keeper to appear to answer such complaint, and thereupon it shall be lawful for the Mayor or Police Magistrate, with any two Aldermen or Justices of the Peace, to investigate the same, and to dismiss the same with costs, to be paid by the complainant, or to convict the said Inn or Tavern-keeper of

having a riotous or disorderly house, and to abrogate the license, or to suspend the benefit of the same for any period not exceeding sixty days; and during the period of such suspension, such Inn or Tavern-keeper shall lose all the powers, privileges and protection that would otherwise have been afforded him by his said license.

CXIX. And be it enacted, That in every case in which an oath is required to be administered or taken under this Act, the person required to take such oath, if by law permitted to affirm instead of swear in judicial cases in Upper Canada, shall be entitled and required to make solemn affirmation to the same effect as the oath which would otherwise be required.

Affirmation allowed in certain cases instead of taking the oath.

CXX. And be it enacted, That in future the Collector's Rolls for the different Townships, Incorporated Villages and Wards in Upper Canada shall contain the amount of the assessed value of the real and also the amount of the assessed value of the personal property of each person whose name shall appear upon such Roll, as well as the amount to be collected from such person.

Value of the property assessed to appear upon the Roll.

CXXI. And be it enacted, That no person shall be qualified to vote, or to be elected or appointed under this Act, who shall not at the time of his voting, election or appointment, be a natural-born or naturalized subject of Her Majesty, Her Heirs or Successors, and of the full age of twenty-one years.

Voters to be subjects of Her Majesty, and of full age.

CXXII. And be it enacted, That in all elections of Members of any of the Municipal Corporations erected or to be erected under the authority of this Act, whether for Townships, Villages or Wards, each and every person whose name shall appear upon the Collector's Roll, or copy thereof, hereinbefore required to be procured for the purposes of such election, as having been taxed as a freeholder or householder in any such Township, Village or Ward, to an amount sufficient to entitle him to vote at such election, shall be entitled to vote at such election for the same, without any other enquiry and without taking any oath or affirmation other than that he is the person named in such Collector's Roll, that he is of the full age of twenty-one years, and is a natural-born, or naturalized subject of Her Majesty, that he is resident within such Township, Village or Ward, and that he has not before voted at such election.

Persons appearing on Collector's Roll as qualified to vote, only required to take certain oaths.

CXXIII. And be it enacted, That every person wilfully swearing or affirming falsely in any oath or affirmation required to be taken under this Act, shall be liable to the pains and penalties of wilful and corrupt perjury.

False swearing, &c., perjury.

CXXIV. And be it enacted, That every Returning Officer, or person holding any election under this Act, shall have power to administer all oaths or affirmations required to be administered or taken at any such election.

Returning Officers authorized to administer oaths.

CXXV. And be it enacted, That the Heads of the several Municipal Corporations created or to be created under the authority of this Act, and also the Aldermen of the said Cities and the Justices of the Peace for the several Towns, and also every County, City, Town, Township and Village Clerk, appointed under the authority of this Act, shall have authority to administer any oath or affirmation required to be taken under this Act, and relating to the business of the place in which he shall hold such office as aforesaid, except where it is or shall be otherwise specially provided, or except where he shall be the party required to take such oath or affirmation; and it shall be the duty of any person administering such oath or affirmation to preserve the same, duly certified by him and subscribed by the party taking or making the same, and to

Heads of Corporations, &c., authorized to administer oaths in certain cases.

Deposit of the oath, &c.

Penalty for contravention.

Oaths may be administered to parties and witnesses in disputes as to boundaries, &c.

Officers elected or appointed under this Act to take oath of Office.

The oath.

Before whom the Head of a Municipal Corporation shall be sworn.

Power to administer the oath.

An Oath of qualification to be taken by certain Officers.

The oath.

deposit the same in the office of the County, City, Town, Township or Village Clerk, for the County, City, Town, Township or Village in which the said oath or affirmation shall be taken or made, and to the business and affairs of which it shall properly belong, within eight days after such oath or affirmation shall be administered, on pain of being deemed guilty of a misdemeanor.

CXXVI. And be it enacted, That in all matters of dispute of and concerning roads, allowances for roads, side lines, boundaries or concessions, pending, or in the course of investigation before the said Municipal Corporations, it shall and may be lawful for the Head of each of the said Municipal Corporations to administer an oath or affirmation to any of the contending parties, and to any witness to be examined touching or concerning the said matters in dispute, and that any person falsely swearing or affirming in that behalf shall be guilty of wilful and corrupt perjury.

CXXVII. And be it enacted, That each Township, Village, Town or City Councillor, and each Township, County, Village, Town or City Clerk, and each Justice of the Peace for any of the Towns aforesaid, and each Assessor and Collector, and each Returning Officer and Returning Officer's Clerk, and each Constable or other Officer, who shall be appointed under this Act, by any Municipal Corporation, shall, before entering on the duties of his office, take and subscribe an oath or affirmation to the effect following, that is to say :

*"I, A. B., do solemnly swear, (or affirm, where the party is entitled to affirm instead of swear) that I will truly, faithfully and impartially, to the best of my knowledge and ability, execute the office of (inserting the name of the office) to which I have been elected (or appointed) in this Township, (County, &c.) and that I have not received and will not receive any payment or reward, or promise of such for the exercise of any partiality or malversation, or other undue execution of the said office. So help me God."*

CXXVIII. And be it enacted, That the Head of every Municipal Corporation erected, or to be erected under the authority of this Act, shall be sworn or affirmed into office by the Highest Court of Law or Equity whether of general or only of local jurisdiction, which shall at the time be sitting within the limits of such Corporation, or by the Chief Justice or other Justice or Judge of such Court at his chambers, or if there be no such Court, Justice or Judge within the limits of such Corporation at the time, then before the Recorder or Police Magistrate of such City or Town, or any Justice of the Peace of the County or Town in or over which such Corporation shall have jurisdiction, or in the case of Townships and Villages, by any Justice of the Peace for the County in which such Township or Village shall be situate, or in case there shall be no such Court, Justice, Judge, or Justice of the Peace within such limits at the time, then before the Clerk of such Municipal Corporation, in the presence of a meeting of such Corporation, which several Courts, Justices, Judges, Recorders, and Police Magistrates, and Justices of the Peace, and Clerks are hereby severally authorized and required to administer such oath or affirmation, and to give the necessary certificate of the same having been duly taken and subscribed.

CXXIX. And be it enacted, That every person who shall be elected or appointed under this Act, to any office which requires a qualification of property in the incumbent, shall, before he shall enter into the duties of his office, take and subscribe an oath or affirmation to the effect following, that is to say :

*"I, A. B., do swear (or affirm, where the party is entitled to affirm instead of swear) that I am a natural born (or naturalized) subject of*

“ Her Majesty ; that I am truly and *bona fide* seized to my own use and benefit, of such an estate (*specifying the nature of such estate, and if land, designating the same by its local description, rents, or otherwise*) as doth qualify me to act in the office of (naming the office) for (naming the place for which such person is elected or appointed) according to the true intent and meaning of a certain Act of the Parliament of this Province, “ passed in the year of the reign of Her Majesty Queen Victoria, chaptered (inserting the chapter of this Act) and intituled, An Act, &c. (inserting the title of this Act). So help me God.”

CXXX. And be it enacted, That each and every qualified person duly elected or appointed to be a Police Trustee of any police village, or Councillor or Townreeve of any Township or Village, or a Councillor, Alderman, or Mayor of any Town or City, or a Township, Village, Town, or City Assessor or Collector, who shall refuse such office, or who shall refuse or neglect to take the oath or affirmation of office and that of qualification, under this Act, within twenty days after he shall be so elected or appointed, and have had notice of such election or appointment, and every person duly authorized to administer such oath or affirmation who shall refuse to administer the same when such administration is reasonably demanded of him, shall, upon conviction thereof before any Court of competent jurisdiction, forfeit and pay not more than twenty pounds, and not less than two pounds, at the discretion of the Court, and to the use of Her Majesty, Her Heirs and Successors, together with such costs of prosecution as shall be adjudged by the Court : Provided always, that no person who shall have served in any of the said offices for the year next before any such election or appointment, shall be obliged to serve or be sworn into the same or any other of the said offices for the year succeeding such service.

CXXXI. And be it enacted, That all persons over sixty years of age, all members of the Legislative Council, and of the Legislative Assembly, all Officers and others in the service of the Crown, either civil or military on full pay, all Judges, Sheriffs, Coroners, Gaolers, and Keepers of houses of correction, all persons in Priest's orders, Clergymen and Ministers of the Gospel of any denomination, all members of the Law Society of Upper Canada, whether Students or Barristers, all Attorneys and Solicitors in actual practice of their professions, all Officers of Courts of Justice, all Members of the Medical profession, whether Physicians or Surgeons, and all Professors, Masters, Teachers, and other Members of any University, College or School in Upper Canada, and all Officers and Servants thereof, and all Millers, and Firemen belonging to any regular Fire Company, shall be and are absolutely free and exempt from being elected or appointed to any Corporate Office whatsoever.

CXXXII. And be it enacted, That no Judge of any Court of civil jurisdiction, no Naval or Military Officer on full pay, and no person receiving any allowance from the Township, County, Village, Town or City, (except in the capacity of Councillor, or in capacities incident thereto,) and no person having by himself or partner any interest or share in any contract with or on behalf of the Township, County, Village, Town or City, in which he shall reside, shall be qualified to be, or be elected Alderman or Councillor for the same, or for any Ward therein.

CXXXIII. And be it enacted, That no person shall be qualified to be appointed Assessor for any Township, Village or Ward, who shall be a Councillor of such Township or Village, or of the Town or City in which such Ward shall be situate, or an Alderman or Councillor of the City in which such Ward is situate, nor shall any person be appointed such Assessor unless he shall, at the time of his election or appointment, be

Penalty for refusal to take office or oaths, &c.

Proviso as to persons having served in such offices.

Certain persons exempted from serving in any Corporate Office.

Certain persons disqualified from being elected Aldermen or Councillors.

Who may not be an Assessor, and qualification of an Assessor.

seized or possessed to his own use, of property sufficient to qualify him to be elected a Councillor for such Township or Village, or the Town or City in which such Ward shall be situate.

One Assessor  
may be appointed  
for more than  
one Ward.

As to qualifica-  
tion of Justices  
of the Peace.

No property  
qualification  
required by a  
Warden, Mayor,  
&c.

Appointment of  
one or more  
Coroners for each  
City and Town.

Police Trustees,  
&c., to be Health  
Officers under  
Act of U. C. 5  
W. 4c. 10, or  
any future Act.

Proviso : they  
may delegate  
their powers as  
such.

Provision with  
respect to exist-  
ing Market  
places.

Corporations  
may purchase  
property beyond  
limits of towns,  
&c., for Indus-  
trial Farms,  
which shall,  
with regard to  
jurisdiction be  
deemed within  
such Towns.

CXXXIV. And be it enacted, That nothing in this Act contained, shall prevent any person from being appointed Assessor or Collector for more than one Ward in any City or Town.

CXXXV. And be it enacted, That each and every Justice of the Peace for any of the said Towns shall be qualified in the same amount of property, and shall take the same oaths as are required of other Justices of the Peace. But no Warden of any County, Mayor, Recorder, Police Magistrate, or Alderman of any City, Mayor or Police Magistrate of any Town, or Townreeve of any Township or Village, shall require any property qualification to enable him lawfully to act as a Justice of the Peace, nor shall any other oath be required of him than his oath of office as such Warden, Mayor, Recorder, Police Magistrate, Alderman, or Townreeve, and the oath of qualification for such office ; any law to the contrary notwithstanding.

CXXXVI. And be it enacted, That one or more Coroners shall and may be appointed for every City and Town that shall be or continue incorporated as such under the authority of this Act.

CXXXVII. And be it enacted, That the Police Trustees of every unincorporated Police Village, and the Members of the Municipal Corporation of every Incorporated Village, and of every Township, Town and City in Upper Canada, shall be Health Officers within the jurisdiction of such Police Villages or Municipal Corporations, within and under the provisions of the Act of the Parliament of the late Province of Upper Canada, passed in the fifth year of the reign of His late Majesty King William the Fourth, intituled, *An Act to promote the Public Health, and to guard against infectious diseases in this Province*, and under any Act that may be hereafter passed in the present or any future Session of the Parliament of this Province for the like purpose : Provided always, nevertheless, that the Municipal Corporation of any of such Townships, Villages, Towns or Cities shall and may by a By-law to be passed for that purpose, delegate the powers hereby conferred upon them, either to a Committee of their own Members, or to some of their own Members and others, or wholly to persons who are not Members of such Corporation, as in their discretion they shall think best.

CXXXVIII. And be it enacted, That the places already established by competent authority as markets or market places in the several Villages, Towns and Cities in Upper Canada, shall be and remain markets and market places with all the privileges attached thereto until otherwise directed by competent authority in that behalf, and all market reservations or appropriations which by Act of Parliament or otherwise shall have been and shall then continue vested in the Municipal authority of any such Village, Town or City, or in Trustees for their use and benefit at the time this Act shall come into force, shall be and the same are hereby vested in the Municipal Corporation of such Village, Town or City erected under this Act.

CXXXIX. And be it enacted, That notwithstanding any thing herein contained, it shall and may be lawful for the Municipal Corporation of any Town or City to purchase, have and hold, and at their pleasure to sell, dispose of and convey such landed property beyond the limits of such Town or City and the Liberties thereof as shall or may, in their judgment, be necessary for the purpose of an Industrial Farm for such Town or City, which Industrial Farm with all the buildings, erections and improvements so to be purchased as aforesaid, shall, with regard to jurisdiction only, be deemed and taken to be within the limits of such

Town in the case of Towns, and within the Liberties of such City, in the case of Cities, and within the jurisdiction of such Town or City for all such purposes.

CXL. And be it enacted, That it shall and may be lawful for the Mayor, Recorder, Police Magistrate, or any two Aldermen or Justices of the Peace for any Town or City erected or to be erected under the authority of this Act, to commit to hard labour at, or send to such Industrial Farm, under such regulations as shall be established for the government thereof, any or such description of persons as may by the By-laws of the Corporation of such Town or City, from time to time, be adopted or declared expedient or necessary.

Mayor, &c., may commit to hard labour on Industrial Farms.

CXLI. And be it enacted, That notwithstanding any thing hereinbefore contained, it shall and may be lawful for the Municipal Corporation of any Village, Town or City to purchase, have and hold such and so much real property lying as well beyond as within the limits of such Village, Town or City, or the Liberties thereof, as in their judgment shall or may from time to time be or become necessary for the purpose of one or more public Cemeteries for the interment of the dead: Provided always nevertheless, firstly, that the title to every such Cemetery shall be obtained or accepted by such Municipal Corporation under the authority of a By-law of such Corporation to be passed for that purpose, in which By-law such property shall in express terms be appropriated for the purpose of such Cemetery, and no other: And provided also, secondly, that it shall not be in the power of any such Municipal Corporation, at any time thereafter, to repeal any such By-law, or to make or suffer to be made any other use of the property so obtained or accepted than for the purpose of such Cemetery: And provided also, thirdly, that every such Cemetery, although lying beyond the limits of such Village, Town or City as settled by this or any other Act of Parliament, or by any Proclamation to be issued under the authority of the same, shall, from the time that the title shall become vested in such Corporation, cease to be a part of the Township within which it shall lie, and shall become and be a part of such Village, Town or City to all intents and purposes as if such Cemetery lay within the limits of such Village, Town or City as settled by such Act or Proclamation.

Corporations may purchase real property for cemeteries.

Proviso : the title to cemetery to be obtained under a By-law.

Proviso : no such By-law to be repealed, &c.

Proviso : such cemeteries tho' out of the Town, &c., to be deemed part thereof, &c.

CXLII. And be it enacted, That notwithstanding any thing herein contained, it shall and may be lawful for the Municipal Corporation of any Village, Town or City, to purchase, have and hold, and at their pleasure to sell, dispose of and convey such landed property as well beyond as within the limits of such Village, Town or City or the Liberties thereof, as shall or may in their judgment be necessary for the purpose of one or more magazines for the deposit and safe keeping of gunpowder, so as to prevent danger therefrom to any such Village, Town or City.

Corporations of Cities, &c., may purchase property beyond the limits of such cities, &c., for powder magazines.

CXLIII. And be it enacted, That every Municipal Corporation erected or to be erected under the authority of this Act, at the first meeting of such Corporation in each year next after the Head of such Municipal Corporation for such year shall have been elected and sworn into office, shall appoint two persons to be and to be called Auditors of such Corporation, one of whom shall be appointed on the nomination of the Head of such Corporation, and the other in the same manner as other Municipal Officers are appointed: Provided always, firstly, that no person shall be appointed such Auditor who shall be a Member of such Corporation or the Clerk or Treasurer thereof, or who shall have been such Member, Clerk or Treasurer for the preceding year, nor any person who then shall have had for such preceding year, or shall then have directly or indirectly by himself or in conjunction with any other person, any share or interest

Two Auditors to be appointed by every Municipal Corporation. Proviso : who shall not be appointed Auditors.

Proviso : Auditors to take an oath.

in any contract or employment with, by or on behalf of such Corporation ; And provided also, secondly, that no person appointed an Auditor for such Corporation shall be capable of acting as such, until he shall have previously made and subscribed before the Head of such Corporation, an oath or affirmation in the words or to the effect following, that is to say :

## The oath.

“ I, A. B., having been appointed to the office of Auditor for the Municipal Corporation of \_\_\_\_\_ do hereby promise and swear, that I will faithfully perform the duties of such office according to the best of my judgment and ability ; and I do swear and declare, that I had not directly or indirectly any share or interest whatever in any contract or employment with, by, or on behalf of such Municipal Corporation during the year preceding my appointment, and that I have not any contract or employment for the present year. So help me God.”

## Auditors to examine all accounts against or concerning Corporation.

CXLIV. And be it enacted, That it shall be the duty of such Auditors to examine, settle and allow or report upon all accounts which may be chargeable upon or may concern such Corporation, and which may relate to any matter or thing under the control of, or within the jurisdiction of such Corporation for the year ending on the thirty-first day of December preceding their appointment as such Auditors ; and to publish a detailed statement of the receipts and expenditures and liabilities of such Corporation in two newspapers published within the jurisdiction thereof, or in those nearest thereto ; and to file their report thereon in duplicate in the Office of the Clerk of such Municipal Corporation, which they shall do in at least one month after their appointment, and from thenceforth one of such duplicate reports shall at all seasonable hours be open to the inspection of any inhabitant of such Township, County, Village, Town or City, with power to take by himself, or his clerk or agent, but at his own expense, a copy or copies or an extract or extracts from the same at his pleasure.

## To publish a statement of expenditures and liabilities of Corporation.

## And file a duplicate report thereon with the Clerk of the Corporation.

## Governor in Council to regulate ferries over which this Act does not confer jurisdiction upon Municipal Councils &amp;c.

CXLV. And be it enacted, That as to all ferries over which jurisdiction is not by this Act conferred either upon the Municipal Council of some County or the Common Council of some City, and in all cases in which such jurisdiction is hereby conferred, but in which no By-law shall have been passed by such Municipal Council or Common Council, and assented to as hereinbefore provided, for the regulations of such ferry, and until such By-law shall be passed and assented to as aforesaid, it shall and may be lawful for the Governor of this Province, in Council, from time to time, to regulate such ferries, and to establish the rates of pay or hire to be taken by the owners or conductors of the boats or vessels employed on such ferries.

## Writ of Summons in nature of quo warranto to issue for the trial of controverted elections.

## Security.

CXLVI. And be it enacted, That at the instance of any relator having an interest as a candidate or voter in any election to be held under the authority of this Act, a Writ of Summons, in the nature of a quo warranto, shall lie to try the validity of such election, which Writ shall issue out of Her Majesty's Court of Queen's Bench for Upper Canada, upon an order of that Court in term time, or upon the fiat of a Judge thereof in vacation, upon such relator, shewing upon affidavit to such Court or Judge reasonable grounds for supposing that such election was not conducted according to law, or that the party elected or returned thereat, was not duly or legally elected or returned. And upon such relator entering into a recognizance before the said Court or any Judge thereof, or before any Commissioner, for taking bail in such Court, himself in the sum of fifty pounds, and two sureties to be allowed as sufficient upon affidavit, by such Court or Judge, in the sums of twenty-five pounds each, conditioned to prosecute with effect the Writ to be issued upon such order or fiat, and to pay to the party against whom the same shall be brought, his executors or administrators, all such costs as

hall be adjudged to such party against him the said relator, thereupon such Writ shall be issued accordingly: and the said Writ shall be returnable upon the eighth day after that on which it shall be served on such party by the delivery of a copy thereof to him personally, or in the manner hereinafter provided for before some one of the Judges of the said Court at Chambers, which Judge shall have power, upon proof by affidavit of such personal or other service, and he is hereby required to proceed in a summary manner upon statement and answer, and without formal pleadings, to hear and determine the validity of such election, and to award costs against the relator or defendant upon such Writ as he shall deem just.

Return of Writ and proceedings thereon.

Costs.

CXLVII. And be it enacted, That on the first day on which such Court shall sit after such judgment shall be given by such Judge, whether such day shall be in the same or the following Term, the said Judge shall deliver such Writ and judgment with all things had before him touching the same into such Court, there to remain of record as a judgment of the said Court, as other judgments rendered therein, and such judgment shall thereupon be enforced by peremptory *Mandamus* and by such Writs of Execution for the costs awarded by such judgment as occasion shall or may require.

On first Court day after judgment Judge shall deliver Writ and judgment into Court, and the same shall be enforced by peremptory *Mandamus &c.*

CXLVIII. And be it enacted, That in case the party against whom such Writ of Summons shall be brought, shall keep out of the way to void personal service thereof on him as aforesaid, it shall and may be lawful for the Judge before whom the same is returnable, upon being satisfied thereof upon affidavit, to make an order for the service of such Writ either by the leaving a copy thereof at the dwelling-house of such party with his wife or other grown-up person there, or in any other manner that such Judge shall deem the ends of justice to require according to the circumstances laid before him upon affidavit for that purpose, and upon service of such Writ being made according to such order and proof thereof by affidavit, it shall be lawful for such Judge and he is hereby required to proceed thereupon as if the said Writ of Summons had been served personally on the party.

How service of the Writ may be made when the party keeps out of the way.

CXLIX. And be it enacted, That where two or more of such Writs be brought to try the validity of the same election, all such Writs after he first shall be made returnable before the same Judge before whom such first writ shall have been made returnable, and such Judge shall proceed upon such Writs by giving separate judgments upon each, or one judgment upon all, as the justice of the case may in his opinion require.

Provision when several Writs issue to try the same election.

CL. And be it enacted, That it shall be lawful for every such Judge to cause the Collector's Rolls, Poll Books and any other Records of such Election to be brought before him by *Certiorari*, and upon the trial of the validity of such election upon any such Writ, such Judge shall enquire into the facts to be established by personal evidence either by affidavit or affirmation, or by oral testimony taken before him as at *Nisi Prius*, or by issues to be framed by him for that purpose, and to be sent to be tried by Jury by Writ of Trial to be directed to such Inferior Court of Civil Jurisdiction as shall be named by such Judge for that purpose, notwithstanding being one having jurisdiction in or over the locality for which such election shall have been held, or by one or more of those methods of enquiry as such Judge shall deem the ends of justice to require.

Judge may cause Collector's Rolls, Poll Books, &c., to be brought before him by *Certiorari*, and ascertain facts by evidence, &c.

CLI. And be it enacted, That no *Mandamus* or other Writ of Execution shall issue upon any such judgment until the same shall have been in the possession of the Court for four days in term time, one of such days being that on which the same shall have been so delivered in as aforesaid, nor while any rule shall be pending for the reversal or alteration of such judgment by such Court as hereinafter provided.

Execution not to issue till four days in term time after judgment.

Judgments to be  
examining in  
term time on  
application made  
within four days.

CLII. And be it enacted, That every such preliminary judgment, so to be given by any such Judge as aforesaid, shall be examinable by such Court in term time, on an application for that purpose made within such four days, either by the party against whom such preliminary judgment was given, or by any other party interested either as Voter or Candidate in such election, and the same may be thereupon reversed, altered or affirmed by such Court either with or without costs to be paid by the party against whom the decision of the Court upon such application shall be given, as in the judgment of such Court the Law of the Land shall require.

Court of Q. B. to  
settle forms of  
Writs of Sum-  
mons, practice,  
costs, &c.

CLIII. And be it enacted, That it shall and may be lawful for Her Majesty's said Court of Queen's Bench for Upper Canada, by any rule or rules to be by such Court made for that purpose in term time, to settle the forms of such Writs of Summons, *Certiorari*, *Mandamus* and execution as aforesaid, and to regulate the practice respecting the suing out service and execution of such Writs, and the punishment of those guilty of contempt in disobeying the same, and also generally for the regulation of the practice as well at Chambers as in Banc, in hearing and determining the validity of such elections as aforesaid, and the allowance of costs thereupon, and also from time to time by any new rule or rules to be made as aforesaid, to rescind, alter or amend such rule or rules or make others in lieu thereof, in like manner as they are now by Law empowered to do for the regulation of the practice of the Court in matters within its ordinary jurisdiction.

Provision when  
there is no pro-  
per Officer to hold  
an election.

CLIV. And be it enacted, That if the person whose duty it shall be, according to the provisions of this Act, or by virtue of any appointment made under it, to hold any election under the authority of the same, shall be absent at the time appointed for any such election, or if there shall be no such person, or such person be dead, it shall be lawful for the persons then and there assembled and entitled to vote at such election, to appoint from amongst themselves a Returning Officer, who shall forthwith proceed to hold such election in lieu of such other first mentioned person: Provided always, nevertheless, that the appointment of such substituted Returning Officer shall not be made until at least one hour after the hour appointed by lawful authority for commencing the proceedings at such election.

Proviso.

Parties interest-  
ed may require  
of Town Clerks,  
&c., copies of  
By-laws on pay-  
ing a reasonable  
fee therefor.

CLV. And be it enacted, That it shall be lawful and competent to and for any resident of any Township, Village, Town, City or County in Upper Canada aforesaid, in which any By-laws shall be passed, or for any other person having an interest in the provisions of such By-law, to apply by himself, or by his Attorney, for a certified copy of such By-law, and the Township, Town, Village, County or City Clerk shall, upon such application and upon payment to him of his fee therefor, within a reasonable time, furnish a copy of such By-law certified under his Hand and the Seal of the Municipal Corporation of which he is the Officer, and the Court of Queen's Bench for Upper Canada may be moved, upon production of such copy, and upon affidavit that the same is the copy received from such Township, Town, Village, County or City Clerk, to quash such By-law; and if it shall appear to the said Court, that such By-law is in the whole or in part illegal, it shall and may be lawful upon proof of service of a rule upon the Corporation, to shew cause, within not less than eight days after such service, why such By-law should not be quashed in the whole or in part, to order such By-law to be quashed in the whole or in part: and if it shall appear to the said Court that such By-law is legal, in the whole or in the part complained of, to award costs in favour of the Corporation, or otherwise against such Corporation; and that no action shall be sustained for or by reason of any thing authorized to be done under any such By-

Court of Q. B.  
may be moved to  
quash any By-  
law.

Proceedings  
thereon.

Provision as to  
actions for things

law, unless such By-law or the part thereof under which the same shall be done, shall be quashed in manner aforesaid one calendar month previously to the bringing such action; and if such Corporation, or any person sued for acting under such By-law, shall cause amends to be tendered to the Plaintiff or his Attorney, and upon such tender being pleaded, no more than the amends tendered shall be recovered, it shall and may be lawful for the said Court to award no costs in favour of the Plaintiff, and to award costs in favour of the Defendant, and to adjudge that the same shall be deducted out of the amount of the verdict.

done under By-laws.

Amends may be tendered.

CLVI. And be it enacted, That all the By-laws of the different Municipal Corporations in Upper Canada remaining unrepealed at the time this Act is appointed to come into force shall continue in force until amended, altered or repealed by some By-law or By-laws to be passed for that purpose by the Municipal Corporation by this Act substituted for such former Municipal Corporation; Provided always nevertheless, that the provision contained in the next preceding section of this Act, for trying the validity of By-laws to be passed by the Municipal Corporations erected under this Act, shall extend and apply to all such By-laws of such former Corporations, and shall and may be certified by the proper Officer of the Corporation erected under this Act, as if they had been By-laws passed under the authority of the same; Provided always nevertheless, that nothing herein contained shall extend or be construed to extend to confirm or render valid any By-law which would not have been valid had this Act not been passed.

Saving of present By-laws of existing Corporations until repealed

Proviso: next preceding section to apply to them.

Proviso.

CLVII. And be it enacted, That each and every Returning Officer who shall hold any election under this Act, shall, during such election, act as a Conservator of the Peace for the County in which such election shall be holden, and he or any Justice of the Peace for such County, or for the Town or City in which such election shall be holden, shall and may arrest or cause to be arrested, and may try summarily, imprison or bind over to keep the peace or for trial, or cause to be summarily punished by fine or imprisonment, or both, any riotous or disorderly person or persons who shall assault, beat, molest or threaten any voter or elector coming to or going from such election; and when thereunto required, all Constables and other persons present at such election, are enjoined to be assisting such Returning Officer and such Justice or Justices of the Peace, on pain of being held guilty of a misdemeanor; and such Returning Officer or such Justice or Justices shall and may, when he or they consider it necessary, appoint and swear in any number of Special Constables to assist in preserving the peace and order at such election.

Returning Officers to act as Conservators of the Peace during elections.

Constables, &c., to assist if required.

CLVIII. And be it enacted, That any person liable to serve the office of Constable, and so required to be sworn in as Special Constable by any such Returing Officer, shall, if he shall refuse to be sworn in as such, be liable to a penalty of five pounds currency, to be recovered to his own use in any Court of competent jurisdiction, by him who will sue for the same.

Penalty against persons refusing to serve as Special Constables.

CLIX. And be it enacted, That each election to be held under this Act shall commence at the hour of eleven of the clock in the forenoon of the day for which such election is appointed, and may be held until the hour of four of the clock in the afternoon of the same day, and may then be adjourned until ten of the clock in the forenoon of the next day, and continue until four of the clock in the afternoon of such second day, unless the Returning Officer shall see that all the electors intending to vote have had a fair opportunity of being polled, and one full hour at one time shall have elapsed, and no qualified elector shall, during such time, give or tender his vote, free access being allowed to electors for such

Hours of holding elections.

Adjournments.

If no elector offers to vote in one hour.

purpose, in which case he may close the election at four o'clock of the first day, or at any time before that hour on the second day.

Returning Officer to keep Poll Book, and in what form.

He shall declare the Candidates elected.

And shall have a casting vote in case of ties.

Proviso : he shall not otherwise vote.

Returning Officer to return Poll Book to Town Clerk, &c., after election.

If the person elected refuses to take office, a Warrant shall issue for a new election.

Proviso : the Corporation may immediately proceed to business.

Vacancies in Municipal Corporations how to be filled.

Proviso as to terms of office.

As to notice of special elections.

CLX. And be it enacted, That the Returning Officer at each of the said elections at which a poll shall be called for, shall keep a poll book, in which he, or his sworn Poll Clerk shall enter in separate columns the names of each of the persons proposed and seconded as candidates by any electors present at such election ; and opposite to such columns, he shall write the names of the several electors offering to vote at such election, and in the respective columns in which are entered the name of the candidate voted for by each voter, he shall set the number one, and at the close of the poll such Returning Officer shall add up the number of voters for each candidate set down in their respective columns, and he shall declare which of the said candidates have the highest number of votes, beginning with the one having the greatest number, and so on until the whole number of candidates to be elected at such election, having a greater number of votes in favor of each respectively than the remaining candidates shall appear, and he shall publicly declare the requisite number of candidates duly elected ; and if any two or more candidates shall appear to have an equal number of votes, by reason of which equal number the election appears undecided, the Returning Officer, whether otherwise qualified or not, shall give a vote for one or more of the candidates having equal numbers, so as to decide the election ; Provided always, that no Returning Officer under this Act shall vote at any election which it shall be his duty to hold, except in the case of such equality of votes as aforesaid.

CLXI. And be it enacted, That after the close of any such election, the Returning Officer shall return the poll book to the Township, Village, Town or City Clerk of the Township, Village, Town or City in which the election has been holden, with an affidavit or affirmation thereto annexed, that such poll book contains a faithful and true statement of the poll, and with a certificate that certain persons, naming them, have been duly elected.

CLXII. And be it enacted, That in case any of the persons so declared to be elected, shall neglect or refuse to accept office, or to be sworn or affirmed into office, within the time in which the oath or affirmation of office is required to be taken as hereinbefore provided, then the Head of such Municipal Corporation for the preceding year shall forthwith by Warrant under his hand and seal, directed to the Returning Officer, require him to hold a new election to supply the place of such person, which such Returning Officer shall accordingly do within at least eight days after the receipt of such Warrant, and the person who shall be elected upon such Warrant shall be entitled and bound to be sworn or affirmed as Councillor, in the place of the person refusing office, or neglecting or refusing to be sworn or affirmed as aforesaid : Provided always nevertheless, that the necessity for such second election shall not prevent or interfere with the immediate organization of the Municipal Corporation for the year, or their proceeding to business as if such seat were not vacant.

CLXIII. And be it enacted, That all vacancies which may occur in any of such Municipal Corporations, by death or otherwise, shall be filled by an election to be held under a Warrant directed to the Returning Officer under the hand and seal of the Head of such Municipal Corporation : Provided always, that the person so appointed shall hold his seat in such Corporation by virtue of such appointment for the residue of the term for which his immediate predecessor was elected, and no longer.

CLXIV. And be it enacted, That all such Special Elections as are provided for by the two next preceding sections of this Act, shall be

held upon at least four days' public notice to the Electors under the hand of the Returning Officer, and posted in at least four of the most public places in the Township, Village or Ward for which it is to be held.

CLXV. And be it enacted, That if in any year there shall be no election held in any Township, Village, Town or Ward, on the appointed day, or if a requisite number of candidates shall not have been elected, or if there shall not be in the poll book the names of a sufficient number of candidates to supply any deficiency arising from refusal of office, or neglect or refusal to be sworn in, then, and in every such case, it shall and may be lawful for the members of the Municipal Corporation in which such default of members shall occur, or if none be elected, then, for the members of such Municipal Corporation for the next preceding year, or the majority of them respectively, and they are hereby required to supply the deficiency by appointing the whole number of Aldermen and Councillors, when the whole number shall be deficient, from amongst the qualified freeholders and householders of the Township, Village, Town or City, or by appointing such a number of qualified freeholders and householders of such Township, Village, Town or City as will complete the full number of Aldermen and Councillors for the same, and the person so appointed shall be bound to accept office, and to be sworn in, under the same penalty as if elected.

CLXVI. And be it enacted, That if there shall be any vacancy or vacancies in the offices of Warden, Mayor or Townreeve, by reason of the death or removal of residence of any such officer, the respective Municipal Corporations in which such vacancy shall occur, shall and may respectively choose, from amongst their own number, a qualified person to be a Warden, Mayor, or Townreeve, as often as the case may occur.

CLXVII. And be it enacted, That the Municipal Corporation in office on the day of general annual municipal elections, including all Councillors so appointed to make up deficiencies, shall hold office until their successors shall be elected or appointed and sworn into office, and the new Municipal Corporation shall be completed.

CLXVIII. And be it enacted, That at any session or meeting of any Municipal Corporation under this Act, a majority of the whole number of those who shall by law form such Corporation, shall be a quorum for the dispatch of business; and if the person who ought to preside at any such meeting shall be absent, it shall and may be lawful for those present to appoint from amongst themselves a Chairman to preside at such meeting, and the Chairman so appointed shall have the same functions and authority in presiding at such meeting as the person who, if present, would preside at such meeting; and all votes, resolutions and proceedings of such meetings shall be carried by the majority of votes of the persons composing such meeting, other than the person presiding, who, in case of an equality of votes, shall have the casting vote.

CLXIX. And be it enacted, That it shall be the duty of each of such Municipal Corporations to appoint a County, City, Town, Township or Village Clerk, as the respective cases may require, who shall hold office during their pleasure, and who shall be paid by such salary as they shall appoint, to be taxed and levied upon the whole rateable property in such County, City, Town, Township, or Village respectively, according to the assessment laws then in force in Upper Canada.

CLXX. And be it enacted, That it shall be the general duty of such Clerk to record in a book to be provided for that purpose, all the proceedings of the Municipal Corporation of which he shall be Clerk, and to make regular entries of all resolutions and decisions, and to record the vote of every person present entitled to vote on every question sub-

Provision in case of no election being held on an appointed day.

Appointment of Aldermen and Councillors.

Vacancies in offices of Warden, Mayor, &c., how to be filled up.

Corporations in office to hold until their successors are elected and sworn in.

A majority of the whole number of members to form a quorum.

Temporary Chairman in certain cases.

Majority.

Casting vote.

County Clerks, &c., to be appointed, to be paid by salary levied upon rateable property

Clerk to keep records of proceedings of Corporation, &c.

mitted, if required by any member present, and to preserve and file all accounts acted upon by the body to which he is Clerk, and to keep the books, records and accounts of such body, which shall be open without fee or reward to the inspection of all persons, at all seasonable times and hours.

A Treasurer to be appointed for each County, &c., and a Chamberlain for each City.

Their salary or per centage to be levied on rateable property.

Security

Duties of Treasurers and Chamberlains.

Clerks, &c., to hold Office until removed by Corporation.

Books, &c., of present District Treasurers to be deemed chattels belonging to the different Municipal Corporations.

Punishment of Officers embezzling or refusing to deliver the same, to the proper parties.

CLXXI. And be it enacted, That it shall be the duty of the Municipal Corporations of the respective Counties, Towns, Townships and Villages to appoint a Treasurer, and of the Municipal Corporations of the respective Cities to appoint a Chamberlain of the same respectively, who shall hold office during their pleasure, and shall be paid by such salary or per centage as they shall appoint, (to be raised and levied rateably upon the whole rateable property of such County, City, Town, Township or Village respectively, according to the assessment laws then in force in Upper Canada,) and who shall give such security for the faithful performance of the duties of his office, and more especially for the due accounting for and paying over all moneys which shall come into his hands by virtue of his office, as the Municipal Corporation by which he was appointed shall direct.

CLXXII. And be it enacted, That it shall be the duty of each of such Treasurers and Chamberlains to receive and safely keep all moneys belonging to the County, City, Town, Township or Village for which he shall be appointed, and to pay out the same to such persons and in such manner as he shall be directed to do by any lawful order of the Municipal Corporation thereof, or by any law in force or to be in force in Upper Canada, and strictly to conform to and obey any such law or any By-law lawfully made by any such Municipal Corporation, and faithfully to perform all such duties as may be assigned to him by any such law or By-law.

CLXXIII. And be it enacted, That the Clerk, Treasurer and Chamberlain so to be appointed by any Municipal Corporation as aforesaid, as well as all other officers to be appointed in like manner, and with regard to whose period of service no other provision is made by this Act or in any other law or By-law, shall hold their offices until removed therefrom by the Municipal Corporation for the time being, notwithstanding any change in the persons of whom such Municipal Corporation shall be composed, occasioned by any new election or appointment.

CLXXIV. And be it enacted, That all the books of the present District Treasurers, and all books, papers, accounts or documents of what kind soever, which shall have been kept by or shall have come into the possession of any person or officer to be appointed or employed by any Municipal Corporation, by virtue of his office or employment, shall be deemed to be chattels belonging to such Municipal Corporation; and all moneys or valuable securities which shall have been lawfully received or taken into his possession by virtue of his office or employment, shall be deemed to be moneys or valuable securities belonging to such Municipal Corporation; and if any such officer or person shall at any time fraudulently embezzle any such chattel, money or valuable security, (and any refusal or failure to pay over or deliver up any such chattel, money or valuable security to such Municipal Corporation, or to any officer or person by them authorised to demand the same, shall be held to be a fraudulent embezzlement thereof,) he may be indicted and proceeded against, and being convicted thereof, shall be liable to be punished in the same manner as any servant who having fraudulently embezzled any chattel, money or valuable security received or taken into his possession, by virtue of his employment, for and in the name and on the account of his master, may be indicted, proceeded against

and punished: Provided always, that nothing herein contained shall prevent, lessen or impeach any remedy which such Municipal Corporation, or any other party may have against such offender or his sureties, or against any other party whomsoever; but nevertheless, the conviction of any such offender shall not be received in evidence in any suit or action at law or in equity against him.

Proviso: other remedies not to be lessened.

CLXXV. And be it enacted, That the Corporation created or to be created in and for any County or union of Counties, City, Town, Township or Village, by this Act, or under any provision therein contained, shall be substituted for and shall be in the place and stead of the Corporation theretofore existing in and for the same County or union of Counties under the name of District, City, Town, Township, Village or place by virtue of any Act or law in force immediately before the commencement of this Act, and so that any suit, action, prosecution or other act, matter or thing, commenced or continued by such former Corporation, or to which it shall have been a party, shall not abate, but may be continued and completed by, with or against such new Corporation, in like manner and as validly to all intents and purposes as it might have been continued or completed by, with or against such former Corporation, and so that all estates and property, real or personal, and all debts and obligations of any kind, theretofore vested in or belonging to or due, or owing to or contracted in favour of such former Corporation, or the locality over which its jurisdiction shall extend, whether in the name of such Corporation or locality, or in that of some Officer thereof, and intended for the benefit of such Corporation or locality, shall thereafter be vested in and shall belong to and shall be due and owing to, and may be held, possessed and enjoyed, recovered and enforced by such new Corporation, and all debts, liabilities and obligations of such former Corporation, of what kind soever, or in what manner soever secured, shall become debts, liabilities and obligations of such new Corporation, secured and payable in like manner, and upon the same terms and conditions, and to be recovered and enforced if not paid or performed, in the same manner as they would have been recovered from or might have been enforced against such former Corporation or otherwise, as by this Act provided.

Corporations created under this Act to be substituted for Corporations theretofore existing—and suits commenced by former Corporations may be continued by the new Corporations, and *vice versa*.

CLXXVI. And be it enacted, That it shall be the duty of every such Municipal Corporation to take charge of any debt which may be due by the locality over which it has jurisdiction, and to direct the levy by tax upon the same, of such sum in each year as shall be necessary for the payment of the interest thereon, and as shall be sufficient to pay off the principal, according to the contracts and obligations which shall have been entered into in that behalf: and where any sum of money in the pound is by any Act of the Parliament of Upper Canada, or of this Province directed to be levied for the payment of any such debt or for any other special purpose, it shall be the duty of such Municipal Corporation, until the debt shall be paid or the purpose fully served for which such Act was passed, or until the service contemplated by such Act shall be otherwise provided for, or the Act repealed, to cause to be levied in each year upon such locality, a sum at least equal to the highest sum which shall have been raised for the same purpose in any one year before the passing of this Act.

Corporations to take charge of debts due by localities under their jurisdiction, and provide for their payment.

What rates shall be levied for paying such Debts, in certain cases.

CLXXVII. And be it enacted, That it shall be the duty of such Municipal Corporations respectively, to cause to be assessed and levied upon the whole rateable property in their Counties, Cities, Towns, Townships and Villages respectively, a sufficient sum of money in each year, to pay all debts incurred or which shall be incurred, with the interest which shall fall due or become payable within the year; and no By-law hereafter to be passed for the creation of any such debt, or

A sufficient sum to be levied by assessment for payment of all such debts, and interest.

By-laws creating or authorizing

any debt not to be valid unless sufficient provision be therein made for levying moneys for the payment of such debt, within twenty years.

Such By-law not repealable, &c.

Proviso : how any temporary surplus of such moneys may be invested.

By-laws for raising loans, &c., shall not be repealed or altered until the loans and interest thereon are fully paid.

Punishment of Officers refusing to execute such By-law.

Duty of Sheriffs with respect to Writs of Execution against Municipal Corporations, if endorsed to be levied by rate.

for the negociation of any loan, shall be valid or effectual, to bind any such Municipal Corporation, unless a special rate per annum over and above, and in addition to all other rates whatsoever shall be settled in such By-law, to be levied in each year for the payment of the debt to be created by the loan to be negociated, nor unless such special rate shall be sufficient according to the amount of rateable property in such County, City, Town, Township, or Village, as the case may be, as shall appear by the then last assessment returns of such County, City, Town, Township or Village, to satisfy and discharge such debt, with the interest thereof, within twenty years from the passing of such By-law, and it shall not be competent to any such Municipal Corporation, to repeal such By-law, or to discontinue such rate, until the debt so to be incurred and the interest thereon shall be fully paid and discharged ; nor to apply the proceeds thereof to any other purpose than the payment and satisfaction of the same ; Provided always, nevertheless, that in the event of there being any part of such special rate on hand, and which cannot be immediately applied towards the payment and satisfaction of such debt by reason of no part thereof being then payable, it shall be the duty of such Municipal Corporation, and they are hereby required to invest such money in the Government Securities of this Province, or in such other Securities as the Governor of this Province shall by order in Council direct or appoint, and to apply all interest or dividends to arise or be received upon the same to the like purpose, as the amount so levied by such special rate, and no other.

CLXXVIII. And be it enacted, That any By-law by which it shall be attempted to repeal any such By-law for raising any such loan, or for the payment and satisfaction of the debt contracted for any such loan or to alter any such last mentioned By-law so as to diminish the amount to be levied for the payment and satisfaction of such loan or the interest thereof, until such loan and interest shall be fully redeemed, paid and satisfied, shall be and the same is hereby declared to be absolutely null and void to all intents and purposes whatsoever, and if any of the Officers of such Municipal Corporation shall, under pretence of such pretended By-law, neglect or refuse to carry into effect and execution the said By-law for levying the necessary moneys to redeem, satisfy and discharge such loan and the interest thereof, every such Officer shall be deemed guilty of a misdemeanor, and shall be punished by fine or imprisonment, or both, at the discretion of the Court whose duty it shall be to pass the sentence of the law upon such offender.

CLXXIX. And be it enacted, That it shall be the duty of every Sheriff who shall receive a Writ of Execution against any Municipal Corporation created or to be created under the authority of this Act, if such Writ shall be endorsed with a direction to such Sheriff to levy the amount thereof by rate, to deliver a copy of such Writ of Execution and endorsement to the Chamberlain or Treasurer of such Municipal Corporation, or to leave such copy at the office, place of business or dwelling house of such Chamberlain or Treasurer, with a statement in writing of his fees, and the whole amount for principal, interest and costs required to be paid to satisfy such execution, calculated to the day of the service of such copy as aforesaid, or some day as near as conveniently may be to the same, and in case such amount, with interest thereon from the day mentioned in such statement, shall not be paid to such Sheriff within one calendar month after such service, it shall be the duty of such Sheriff to examine the adjusted and settled assessment rolls of such Municipal Corporation, on file in the office of the Clerk of such Corporation, and to strike a rate upon the same in like manner as rates may be struck by such Municipal Corporation for the general Municipal purposes of such Corporation, which rate shall be of a sufficient amount in

the pound according to such assessment rolls to cover the amount so due on such execution, with such addition to the same as in the judgment of such Sheriff shall be sufficient to cover the interest, Sheriff's fees, and Collector's per centage to accrue thereon to the time when such rate shall probably be available for the satisfaction of the same: And thereupon, such Sheriff shall, by a precept or precepts under his Hand and Seal of Office, directed to the different Collectors of such Municipal Corporation respectively, reciting such Writ of Execution, and that such Municipal Corporation had neglected to make provision according to Law for the satisfaction thereof, and containing the roll of such rate in a Schedule to be annexed to such precept, command such Collectors respectively, to levy and collect such rate within their respective jurisdictions, at the time and in the manner that they are by Law required to levy and collect the annual rates for the general purposes of such Municipal Corporation, and if at the time for levying and collecting such annual rates next after the receipt of any such precept, such Collectors shall have a general rate roll delivered to them for such year, it shall be their duty to add a column thereto, headed: "Execution rate in A. B. vs. The Township," (or as the case may be, adding a similar column for each execution if more than one,) and to insert therein the amount by such precept required to be levied upon each person respectively according to the requirements of such precept, and to levy and collect the amount of such Execution rate from such persons respectively, in the same manner as such general annual rate is by law directed to be levied and collected by such Collectors, and to return such precept with the amount so levied and collected thereon, after deducting his per centage therefrom, to such Sheriff within the same time as such Collectors are or shall by law be required to make the returns of the general annual rate aforesaid to the Chamberlain or Treasurer of such Municipal Corporation; Provided always nevertheless, firstly, that any surplus that shall remain in the hands of such Sheriff upon any such precept or precepts, after satisfying such Execution, and all interest, costs and fees thereon, shall by such Sheriff be paid over to the Chamberlain or Treasurer of such Municipal Corporation within ten days after the same shall be so received by him, and be applicable to the general purposes of such Municipal Corporation as the surplus of any other rate: And provided also, secondly, that the Clerk of such Municipal Corporation, and the several Assessors and Collectors of such Corporation, shall, for all purposes in any way connected with the carrying into effect or permitting or assisting such Sheriff to carry into effect the provisions of this Act, with respect to the satisfaction of any such execution, be taken and deemed to be Officers of the Court out of which such Writ of Execution issued, and as such shall be amenable to such Court, and may be proceeded against by Attachment or otherwise to compel the performance of the duties hereby imposed upon them as any other Officers of such Court may by law be proceeded against for a similar purpose.

CLXXX. And be it enacted, That every such Municipal Corporation shall, annually, on or before the thirty-first day of January in each year, transmit to the Governor General of the Province, through the Provincial Secretary thereof, in such form as shall from time to time be prescribed for that purpose, by any order of the Governor in Council, an account of the several debts of such Corporation as they may have stood on the thirty-first day of December preceding, specifying in such account the original amount of every such debt of which a balance remained due at that day, the date when such debt was contracted, the day of payment, the amount of interest to be paid therefor, the amount of the rate provided for the redemption and satisfaction of such debt and interest, the proceeds of such rate for the year ending on such thirty-

Precepts to be issued to the Collectors.

Duty of Collectors under such precepts.

Return of precept.

Proviso as to surplus in hands of Sheriff after satisfying execution.

Proviso: Clerk and Assessors, &c., of Corporation to be considered as Officers of Court from which Writ issued, for certain purposes.

An annual account of debts of each Municipal Corporation to be submitted to the Governor General.

Particulars in such account.

first day of December, the amount of such original loan redeemed and satisfied during such year, the amount of interest, if any, unpaid on such day, and the balance still due on the principal of such loan.

Provision for the appointment of a Commission to investigate financial affairs of Municipal Corporations upon due cause shewn.

Powers of the Commissioners.

Act of Canada 9  
V. c. 38.  
cited.

As to expenses of Commission.

As to debts due by Municipal Corporations prior to 1st January, 1849 : a By-law may be passed with approval of the Governor in Council, &c.

Proviso as to Corporations which have lawfully issued Notes of Debentures intended to pass as money.

Proviso : present remedies of creditors not to be impaired.

CLXXXI. And be it enacted, That upon the petition of one third or upwards of the members of any Municipal Corporation created or to be created under the authority of this Act, it shall and may be lawful for the Governor of this Province if sufficient cause be shewn, by order in Council, to issue one or more Commission or Commissions under the Great Seal of this Province directed to such person or persons as he shall think fit, empowering them to enquire into the financial and monetary affairs of such Municipal Corporation and all things connected therewith, and the person or persons so named in such Commission or Commissions, or as many of them as shall be thereby empowered to act in the execution thereof, shall have all such powers for the conducting such inquiry now by law vested in Commissioners of Inquiry appointed under the Act of the Parliament of this Province passed in the ninth year of the reign of Her Majesty Queen Victoria, chapter thirty-eight, intituled, *An Act to empower Commissioners for inquiring into matters connected with the public business to take evidence on oath*; and the expense of executing every such Commission of Inquiry to be settled and allowed by the Inspector General of this Province for the time being or his Deputy, shall be borne by such Municipal Corporation, and so soon as the same shall be so settled and allowed as aforesaid, shall be a debt due to the Commissioner or Commissioners named in such Commission, to be provided for and paid by such Municipal Corporation as any other debt due by them in their corporate capacity, and upon default in payment of the same within three calendar months from the same having been demanded by such Commissioner or Commissioners, or any one of them, at the office of the Chamberlain or Treasurer of such Municipal Corporation, shall be recoverable against such Municipal Corporation as any other debt.

CLXXXII. And be it enacted, That with respect to any debt *bonâ fide* due by any District Municipal Council, City, Town or Village Council or Board of Police in Upper Canada, prior to the first day of January, one thousand eight hundred and forty-nine, it shall and may be lawful for the Municipal Corporation by this Act substituted for such District Municipal Council, City, Town or Village Council or Board of Police, at any time within one year after the time appointed for this Act to commence, to pass a By-law providing for the liquidation of such debt, and upon such By-law being approved by the Governor of this Province in Council, none of the provisions of this Act by which increased facilities are provided for the recovery of debts due by such Municipal Corporation shall be applicable to such debts or any of them, until after default shall be made by such Municipal Corporation in raising the necessary funds for the discharge of such debts, or in applying such funds when so raised to the discharge of the same according to the provisions of such By-law; Provided always nevertheless, first, that nothing herein contained shall extend or be construed to extend, to prevent any such Corporation in any such By-law where such Corporation may have heretofore issued Promissory Notes or Debentures to pass as money and which are still in circulation, to provide some mode for their gradual extinction by redeeming a certain portion thereof annually, and by substituting other Promissory Notes or Debentures in the place of such as remain unredeemed from time to time as they fall due, when the holders thereof are willing to receive the same in exchange till the whole of such Notes or Debentures are fully and completely redeemed and satisfied according to the provisions of such By-law; And provided also, secondly, that nothing herein contained shall extend or be construed to extend to deprive any of the Creditors of such Municipal Cor-

poration of all such remedies as they now by Law possess for the recovery of such debts against the District Municipal Council, City, Town or Village Council or Board of Police, which they may be owed, all which remedies they shall continue to have against the Municipal Corporations substituted for such District Municipal Council, City, Town or Village Corporation.

CLXXXIII. And be it enacted, That it shall not be lawful for any of the Municipal Corporations to continue or be incorporated under the authority of this Act to act as Bankers, or to issue any Bond, Bill, Note, Debenture or other undertaking, of what nature or kind soever, or in what form soever, in the nature of a Bank Bill or Note, or for the payment of any money intended to form a circulating medium to supply the place of specie, or otherwise pass as money; nor shall it be lawful for any of such Municipal Corporations to make or give any Bond, Bill, Debenture or other undertaking for the payment of any loan contracted by such Corporation, or of any debt due by such Corporation, or of any part of such loan or debt, of a less amount than twenty-five pounds of lawful money of Canada; and if any such first mentioned Bond, Bill, Note, or Debenture or other undertaking, shall be issued or put in circulation by any such Municipal Corporation or under its direction or authority, or under the direction or authority of any of its officers or servants, or of any other person or persons whomsoever, or if any such last mentioned Bond, Bill, Debenture or other undertaking, shall be made or given by any such Municipal Corporation for the payment of a less amount of money than twenty-five pounds as aforesaid, every such Bill, Bond, Note, Debenture or undertaking, shall be absolutely null and void to all intents and purposes whatsoever; Provided always nevertheless, that nothing in this section contained shall extend or be construed to extend, to any Bond, Bill, Note, Debenture or other undertaking, to be issued under the authority of any such By-law as shall or may be passed with the consent of the Governor of this Province in Council, for providing for the payment and satisfaction of certain debts mentioned in the last preceding section of this Act.

CLXXXIV. And be it enacted, That every person who shall issue or make, or assist in the issuing or making of any such Bonds, Bills, Notes, Debentures, or undertakings for the payment of money contrary to the provisions of the next preceding section of this Act, and every person who shall knowingly utter or tender in payment or in exchange, any of such Bonds, Bills, Notes, Debentures or undertakings for the payment of money, shall be guilty of a misdemeanor, as provided in and by the third section of the Act of the Parliament of the late Province of Upper Canada, passed in the seventh year of the reign of His late Majesty King William the Fourth, Chapter thirteen, and intituled, *An Act to protect the public against injury from Private Banks.*

CLXXXV. And be it enacted, That all persons committing any offence against any By-law lawfully made by any Municipal Corporation under the authority of this Act, and with regard to prosecutions for which no other provision is hereby made, may be prosecuted in a summary way before any one or more Justices of the Peace, having jurisdiction within the locality in which the offender shall be resident, or within that in which the offence was committed, and such Justice or Justices, or other authority, before whom any conviction for any such offence shall be had (and any such offender may be convicted on the oath or affirmation of any competent witness other than the prosecutor or informer) shall have full power and authority to award the penalty or the imprisonment, as the case may be, imposed by the By-law under which the conviction shall be had, with the costs of prosecution, against the offender, and to commit the offender to the common gaol if the offence be punishable by imprisonment, and to cause the penalty to be

Municipal Corporations not to act as Bankers or to issue Bonds, &c., to pass as money.

Nor give any Bond, &c., of a less amount than £25.

Penalty for contravening this section.

Proviso as to Bonds, &c., issued with approval of Governor in Council.

Any person issuing, making or uttering Bonds contrary to this Act, to be guilty of misdemeanor.

Act of U. C. 7  
W. 4. c. 13.

Punishment of persons offending against By-laws, where no other provision is made, and how enforced.

Penalty how levied.

How applied.

Proviso : prosecution may be brought in name of Corporation.

Proviso as to Members of the Corporation being Justices of the Peace.

Officers, &amp;c., of Corporation, competent witnesses and jurors, in cases in which the Corporation shall be a party.

Corporations not to stop up original allowances for roads.

When any other road is altered, the site of the old road may be sold by Corporation to the party next whose land it runs, &amp;c.

Proviso : who shall have the first offer.

As to parties having given land for roads without compensation.

Roads not to exceed ninety nor be less than forty feet in breadth.

levied with costs, if not forthwith paid, by distress and sale of the goods and chattels of the offender, by Warrant under the hand and seal of such Justices or one of them, or of the Chairman or Presiding Officer of the Court before whom such conviction was had ; and one moiety of any such pecuniary penalty shall go to the informer or prosecutor, and the other Moiety shall be paid to the Treasurer or Chamberlain of the Corporation against the By-law whereof the offence shall have been committed, and shall form part of the funds at the disposal of such Corporation : Provided always, firstly, that any such prosecution may be brought in the name and on the behalf of such Corporation as aforesaid, and in that case the whole of such pecuniary penalty shall be paid to the Treasurer or Chamberlain of such Corporation, and form part of such funds as aforesaid : And provided also, secondly, that any member of the Municipal Corporation, under the By-law whereof any such prosecution as aforesaid shall be brought, being, *ex officio* or otherwise, a Justice of the Peace within such locality, may act as such with regard to such prosecution.

CLXXXVI. And be it enacted, That as well with regard to any such prosecution as to any suit, action or proceeding to which any Corporation created or to be created by or under this Act shall be a party, no member, officer or servant of such Corporation shall be deemed an incompetent witness, nor shall his testimony be objected to on the ground of his being interested in the matter, as such member, officer or servant of such Corporation, nor shall he be liable to challenge on such ground as a juror, if he have no more direct interest in the issue of such suit or prosecution, or be not otherwise rendered incompetent ; any law, usage or custom to the contrary notwithstanding.

CLXXXVII. And be it enacted, That it shall not be competent to the Municipality of any Township or to the Municipal Council of any County, to pass any By-law for stopping up any original allowance for Roads in any Township or County, nor on the limits of any Village, Town or City therein.

CLXXXVIII. And be it enacted, That on the alteration of any Road under the authority of this Act where the Road thus altered shall not have been an original allowance for Road, or where the same shall lie within any Incorporated Village, Town or City or the liberties thereof, the site of such old Road shall and may be sold and conveyed by the Municipal Corporation under whose authority the alteration was made, to the party or parties next adjoining to whose land or lands the same shall have run, or in case of his, her or their refusal to become the purchaser or purchasers thereof at such price or prices respectively as such Municipal Corporation shall think reasonable, then, to any other person or persons whomsoever ; provided always, nevertheless, that it shall not be lawful for any such Municipal Corporation to sell and convey any such old Road or any part thereof to any other than the person or persons first mentioned at any given price until such first mentioned person or persons shall have refused to become the purchaser or purchasers thereof at such price : And in case the person or persons now in possession of any Concession Road or Side Line may have laid out Streets in any City, Town or Village without any compensation therefor, he shall be entitled to retain the land within such City, Town or Village originally set apart for such Concession Road or Side Line in lieu of the Street set apart by him in place of the said Concession Road or Side Line.

CLXXXIX. And be it enacted, That no Road to be hereafter laid out, under the authority of this Act shall be more than ninety feet nor less than forty feet in width ; provided always, that nothing in this section shall extend or be construed to extend to affect any Road now established

under the provisions of any Act heretofore in force in Upper Canada, nor when any Road shall be altered under the authority of this Act to prevent such altered Road from being laid out, of the same width as the old one.

Proviso as to Roads now established.

CXC. And be it enacted, That all powers, duties or liabilities vested in or belonging to the Magistrates in Quarter Sessions, with respect to any particular Highway, Road or Bridge in Upper Canada at the time this Act shall come into force, shall from thenceforth become and be vested in and belong to the Municipal Corporation of the County in which such Highway, Road or Bridge shall lie, or in case of such Highway, Road or Bridge lying within two or more Counties, shall be vested in and belong to the Municipal Corporations of both such Counties, subject always to the provisions of this Act as to the mode and manner of exercising, performing and meeting such powers, duties and liabilities, and all rules and regulations made and directions given by such Municipal Corporation or Corporations in the premises shall have the like force and effect to all intents and purposes whatsoever, as those which such Magistrates had previously the power of making or giving respecting the same, and neglect of or disobedience to any such rules, regulations or directions so to be made or given by such Municipal Corporation or Corporations, shall subject the defaulter or defaulters in the premises to the like penalties, forfeitures and other consequences both civil and criminal as such neglect of or disobedience to similar rules, regulations or directions of such Magistrates would have subjected them to, previous to this Act coming into force.

Powers, &c., of Magistrates in Quarter Sessions with respect to Highways, &c., vested in Municipal Corporations.

As to rules and regulations made by them.

CXCI. And be it enacted, That it shall and may be lawful for any of the Municipal Corporations, created or to be created under the authority of this Act, to authorize by By-law any person or persons who may be willing to contract with them, for that purpose, to plank, gravel or macadamize any road or to build any bridge, which, under the provisions of this Act, any such Municipal Corporation would themselves have a legal right to plank, gravel, macadamize or build, and to grant to such person or persons in consideration or part consideration of the execution of such work, the tolls to be levied on the same after it shall have been completed; Provided always, firstly, that the rate of tolls to be taken upon such work, shall in all cases be fixed by By-law of such Municipal Corporation, and not be in the discretion of such person or persons so contracting as aforesaid; And provided also, secondly, that no such tolls shall be leviable until such Municipal Council shall by a subsequent By-law have declared that the work contracted for has been completed, and that the tolls may be collected thereon accordingly; And provided also, thirdly, that the grant of such tolls shall in no case be for a longer period than ten years from the time of the passing of such last mentioned By-law by which the levying of such tolls shall become lawful; And provided also, fourthly, that it shall be the duty of such person or persons during the period that his or their right to levy tolls under such By-law shall continue, to keep and maintain such road or bridge in good and proper repair; And provided also, fifthly, that none of the powers and privileges conferred by an Act passed in this present Session of Parliament, intituled, *An Act to authorize the formation of Joint Stock Companies for the construction of Roads and other Works in Upper Canada*, shall extend to confer upon any Company formed or pretended to be formed under the authority of that Act, any power of interference with any authority conferred by any such By-law upon any person or persons under the authority of this section.

Corporation may authorize persons to plank, &c., Roads, or build Bridges within their jurisdiction.

Proviso : Tolls to be fixed by Corporation.

Proviso : tolls not leviable until the work is completed.

Proviso : tolls not to be granted for more than ten years.

Proviso : persons receiving tolls, to keep roads, &c., in repair.

Proviso as to companies formed under the general Act of this Session.

CXCII. And be it enacted, That it shall not be lawful for any of such Municipal Corporations to make any By-law for the stopping up, altering, widening or diverting any public highway, road, street or lane until they shall have caused at least one calendar month's notice to have been

Corporation not to stop up Roads, &c., without one month's notice, &c.

Proviso : Corporations not to interfere with Roads, &c., vested in Her Majesty or any public department.

Powers of Governor in Council as to such Roads.

Corporations not to interfere with the alignment, &c., of Roads laid out by the Ordnance, &c., except by consent.

Corporations not to run Roads through Ordnance property or interfere with the defences of the Province, &c., except by consent.

In case it shall be necessary for Roads to pass over, &c., private property, arbitrators to be appointed.

given by written or printed notices put up in the six most public places in the immediate neighbourhood of such highway, road, street or lane, nor until they shall have heard in person or by counsel or attorney, any person through whose land such highway, road, street or lane, or proposed highway, road, street or lane shall run, and who may claim to be so heard before them: Provided always, nevertheless, that nothing either in this section or in any other of the provisions of this Act shall extend or be construed to extend to give any power or authority whatsoever to any of the Municipal Corporations erected or to be erected under the authority of the same, to interfere in any way with any of the public roads or bridges in Upper Canada, which by Act of Parliament or otherwise, now are or hereafter may be vested in Her Majesty, or in any public department or board of Her Majesty's Provincial Government as a Provincial public work; with respect to all and every which Provincial public works whether roads or bridges, all and singular the powers by this Act conferred upon or vested in such Municipal Corporations, with respect to other roads and bridges within the limits of their respective jurisdictions, shall be and the same are hereby vested in and shall and may from time to time and at all times hereafter be exercised by the Governor of this Province in Council with respect to such Provincial public roads and bridges and every of them, by such orders in Council as shall or may from time to time be made for that purpose.

CXCIII. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to give any power or authority whatsoever to any of the Municipal Corporations erected or to be erected under the authority of the same, to pass any By-law for the direction or alignment, stopping up or altering of any of the streets, lanes or thoroughfares which have been or hereafter shall or may be made or laid out by the Department of Her Majesty's Ordnance, or to the interfering in any manner with any bridges, wharves, docks, quays or other works constructed by or under the direction of Her Majesty's Ordnance, or on the land held by Her Majesty and reserved for military purposes, until the consent in writing of the Head Quarter Board of Officers of Her Majesty's Ordnance acting in Canada, shall be first had and obtained authorizing such intended By-law to extend to Ordnance Property.

CXCIV. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to give any power or authority whatsoever to any of the Municipal Corporations erected or to be erected under the authority of the same, to pass any By-law to open any street, road or lane through any lands held by Her Majesty or on Her behalf in respect of the Ordnance, or to interfere with, prejudice or weaken the right of Her Majesty in respect of such Ordnance property, or to interfere with the integrity of the public defences as connected with such property, unless the consent of the Head Quarter Board of Officers of Her Majesty's Ordnance acting in Canada shall be first had and obtained, such consent and all other consents required by this Act in regard to Ordnance property to be given in writing under the hands of the Head Quarter Board of Officers of Her Majesty's Ordnance acting in Canada, and that they are such Head Quarter Board of Officers shall be certified under the hand of the Commander of the Forces in Canada for the time being, and every such consent and certificate shall be recited in such By-law.

CXCV. And be it enacted, That upon the passing of any By-law, by any Municipal Corporation erected or to be erected under the authority of this Act for the purpose of authorizing the opening any road, street or other public thoroughfare, or of changing, widening or diverting any road, street or public thoroughfare so as to cause the same or any part thereof to go through or be placed upon or injuriously to affect the land

or other real property of any person or persons, it shall and may be lawful for the person or persons who shall own such property to name an arbitrator, and give notice thereof in writing to the Clerk of such Corporation, and the Head of the Corporation shall, within three days after such notice, name an arbitrator on behalf of such Corporation, and give notice thereof to the person or persons owning the said property and appointing such arbitrator as aforesaid, and the two arbitrators shall, within three days thereafter, appoint a third arbitrator, and the said three arbitrators, or the majority of them, shall have power to determine upon and award the amount of damages (if any) to be paid to such person or persons as aforesaid, and their award shall be binding on such person or persons, and on the said Corporation respectively, so as such award be made in writing within three calendar months after the appointment of the third arbitrator as aforesaid: Provided always nevertheless, firstly, that every such submission and award shall be subject to the jurisdiction of Her Majesty's Court of Queen's Bench for Upper Canada, in the same manner and to the same extent for all purposes whatsoever as if there had been a submission of the matters in difference by bond between the parties containing an agreement that such submission should be made a rule of that Court: And provided also, secondly, that if the Head of such Corporation shall neglect to appoint an arbitrator for the Corporation within such time as aforesaid, or the said two first mentioned arbitrators shall be unable to agree, or shall not agree upon and appoint a third as aforesaid, or the said three arbitrators, or the majority of them, shall be unable to agree, or shall not agree upon an award within the time aforesaid, then and in every such case, it shall and may be lawful for such person or persons, so interested as aforesaid, to institute a special action on the case at law against the Municipal Corporation by which such By-law shall have been passed, and such action shall be sustainable, whether any entry shall be made under such By-law or not, or whether any use shall be made of such property under such By-law or not, and if no such entry or use other than for the purposes of survey shall be proved at the trial of any such action, then the Judge who shall try the same shall certify the want of such proof upon the record, and in such case it shall and may be lawful for such Municipal Corporation, at any time after such trial, and until four calendar months after the rendering judgment upon such verdict, to repeal such By-law, and to tender and pay to the Plaintiff in such action, or to the Plaintiff's Attorney, the taxed costs of the said Plaintiff in such action, and from and after such tender or payment, the Municipal Corporation against whom such action shall be brought shall be discharged from the damages which shall be assessed in such action, and the land or other real property which shall be proposed to be taken by any such first mentioned By-law, shall be and remain as if no such By-law had been passed; and no entry or other use of such land or real property, for the purposes of such first mentioned By-law, shall be lawful after the assessment of such damages by the Jury, until the amount of the damages assessed, and the costs of the Plaintiff in such action, shall have been levied by the Sheriff, or paid, or discharged, or lawfully tendered to the Plaintiff or the Attorney for the Plaintiff in such action.

CXCVI. And be it enacted, that if a tender shall be pleaded, and if upon the trial of any such action it shall be proven to the satisfaction of the Jury that a lawful tender shall have been made to the Plaintiff or to the Plaintiff's Attorney of a compensation or sum equal to or greater than the amount of the damages assessed by such jury, the said jury shall find such tender by their verdict, and in case of such finding, the costs of the defendant in such action, incurred after such tender, shall

Arbitrators to fix the compensation if any.

Proviso: Awards subject to Court of Q. B.

Proviso: in case of neglect of Head of Corporation to appoint arbitrator, &c., party interested may sue Corporation, &c.

Action sustainable without proving entry.

By-law may then be repealed, and costs tendered, &c.

No entry allowed until damages and costs be paid.

If a lawful and sufficient tender be proven by defendant, all costs subsequent thereto to be borne by plaintiff.

In estimating damages, juries to take into consideration benefit to be derived by plaintiff from widening of Road, &c.

All By-laws to be authenticated by seal of Corporation, signature, &c.

Effect of certified copies.

Bonds, &c., how to be signed and sealed, &c.

Original By-laws to be kept in Clerk's Office and open to the Public, &c.

As to Copies.

Meetings, &c., to be public.

Corporations of Cities using gaols, &c., of Counties within the limits whereof they are situated, to pay to the Corporations of such Counties for the use of the said Gaols, &c., a fair compensation—to be settled by arbitrators in case of disagreement.

be borne by the plaintiff, and the plaintiff in such case shall receive no costs, for any proceedings subsequent to such tender.

CXCVII. And be it enacted, That as well the arbitrators as the jury, in estimating the damages or compensation in any such submissions or actions, shall take into consideration any benefit or advantage which the plaintiff shall or may derive from the opening, widening or diverting any such road, street, or other public thoroughfare, and deduct the same from the damages or compensation; and in case the said benefit to be derived from the said opening, widening, or diverting such road, street, or public thoroughfare, shall be greater than the damages which shall be found to arise from the taking of such land or other real property, the award or verdict shall be for the defendant.

CXCVIII. And be it enacted, That all By-laws made and passed by any Municipal Corporation under the authority of this Act, shall be authenticated by the Seal of the Corporation, and by the signature of the Head thereof, or of the person presiding at the meeting at which the same shall have been made and passed, and also by that of the Clerk of such Corporation; and any copy of any such By-law, written without erasure or interlineation, sealed with the Seal of the Corporation, and certified to be a true copy by the Clerk, and by any member of such Corporation for the time being, shall be deemed authentic, and shall be received in evidence in any Court of law or equity in this Province, without its being necessary to prove such seal or signatures, unless it shall be specially pleaded or alleged that the same or any of them are forged or counterfeit; and all debts, bonds, obligations and other instruments to be executed on behalf of any Corporation erected or to be erected by or under this Act, shall be valid if sealed with the Seal of the Corporation, and signed by the Head of such Corporation, or by such other person as shall by any By-law to be passed in that behalf, be authorized to sign the same on the behalf of the Corporation.

CXCIX. And be it enacted, That the originals or certified copies of all By-laws and regulations made by any Municipal Corporation under the authority of this Act, and of all minutes of the proceedings of any such Corporation shall be kept in the office of their Clerk, and shall be open at all seasonable times and hours to the inspection of the public; and the said Clerk shall be bound to furnish copies thereof at the rate of six pence currency per hundred words, or at such lower rate as the Corporation shall appoint; and all meetings and proceedings of any such Corporation shall be held openly, and so that no person shall be prevented from being present thereat, except only when the public interest shall require the contrary.

CC. And be it enacted, That so long as any City or Town erected or to be erected under the authority of this Act, shall use or continue to use the Court House, Gaol, and House of Correction of any County within the limits or on the borders whereof such City or Town shall be situate, or any of them, the Municipal Corporation of such City or Town shall pay to the Municipal Corporation of such County, such annual sum of money for the same as shall be mutually agreed upon between them as a fair compensation for the use of such buildings or any of them, and in the event of such Corporations being unable to agree as to the amount of such compensation, then the same shall be settled by the award of three arbitrators, or the majority of them, to be appointed as follows, that is to say: one by the Municipal Corporation of such City or Town, another by the Municipal Corporation of such County, and the third by such two arbitrators thus appointed, or in the event of such two arbitrators omitting to appoint such third arbitrator within ten days next after

their own appointment, then by the Governor of this Province in Council, and the amount so settled shall be deemed a debt due by the Municipal Corporation of such City or Town to the Municipal Corporation of such County, and its payment shall be provided for as is hereby directed with respect to other debts of such Municipal Corporations in general, and in default thereof may be sued for and recovered as any such debts: Provided always, nevertheless, firstly, that in case either of such Corporations shall omit for one calendar month after they shall have been called upon for that purpose by the other of such Corporations, to appoint an arbitrator on their part as above provided, it shall and may be lawful for the Governor in Council to appoint an arbitrator on the part and behalf of such Corporation so neglecting to appoint such arbitrator, who shall in such case have all the same powers as if he had been appointed by such Corporation: And provided also, secondly, that whenever, after the lapse of five years from the making any such award, it shall appear reasonable to the Governor in Council, upon the application of either of such Municipal Corporations, that the amount of such compensation should be reconsidered, it shall and may be lawful for him, by an order in Council, to direct that the then existing arrangement respecting the same, whether it be by agreement of the parties or by award, shall cease after some time to be named in such order, after which the said Corporations shall proceed as at first, for the settlement either by agreement or arbitration, of the amount to be paid from the termination of such previous settlement: Provided also, thirdly, that every such submission and award shall be subject to the jurisdiction of Her Majesty's Court of Queen's Bench for Upper Canada, in like manner as if the same were by bond, with an agreement therein that such submission might be made a rule of that Court: And provided always, fourthly, that whenever at the time this Act shall come into force there shall be any subsisting agreement or other settlement, whether by Act of Parliament or otherwise, of the amount to be paid by any such City or Town for such Court House, Gaol or House of Correction, or any of them, the same shall be and continue in force as if it had been settled under the authority of this clause at the time that this Act shall have so come into force as aforesaid.

Proviso: Governor to appoint arbitrators in default of Corporations.

Proviso: after five years, Governor may order a new agreement.

Awards subject to Court of Q. B.

Proviso: existing agreements to remain in force as if settled under this Act.

Villages, Towns, &c., in the different Schedules and the Wards therein, to have the several boundaries therein set forth.

CCI. And be it enacted, That the several Villages mentioned and named in the Schedule to this Act annexed marked A, shall respectively have such boundaries as shall or may be established and declared for such Villages respectively, in and by any Proclamation or Proclamations, to be in that behalf issued under the Great Seal of this Province, by order of the Governor thereof in Council, at any time on or before the first day of October next, after the passing of this Act, and shall by such boundaries be Incorporated Villages under this Act, and the several Towns mentioned and named in the Schedule to this Act annexed marked B, shall respectively have the boundaries set forth in the said Schedule, and shall be Towns under the provisions of this Act, and the Wards of such Towns shall respectively have the names and boundaries set forth in such Schedule in respect of such Towns; and that the several Cities mentioned and named in the Schedule to this Act annexed marked C, shall respectively have the boundaries both as respects such Cities and the liberties thereof set forth in the said last mentioned Schedule, and shall be Cities under the provisions of this Act, and the several Wards of such Cities shall, with the liberties attached to each respectively, have the names and boundaries set forth in the said last mentioned Schedule in respect of such Cities, and all and singular the names and boundaries of all such Villages, Towns and Cities and of the Wards of such Towns and Cities shall continue until the same shall be altered by competent authority in the manner in this Act set forth and provided.

Recital.

How this Act shall apply to certain Towns in Schedule D.

All the provisions of this Act may be extended by Proclamation to such Towns.

As to Towns mentioned in first division of Schedule D. incorporated.

Provision with respect to the incorporation of towns mentioned in second division of Schedule D. on certain conditions.

Petition.

Proclamation.

CCII. And whereas the places mentioned in the Schedule to this Act annexed marked D, and intituled, "Towns with Municipalities only or without any Municipal organization," from having been the places where the assizes have been usually held, or from being the seats of the local Courts, or from having been named as Towns in Acts of Parliament, or from other causes, are or are generally reputed to be Towns, and it is inexpedient to deprive them of that distinction or to subject them to the more extensive organization in and by this Act provided for, either Towns or Villages in general until by the increase of their inhabitants they shall respectively become desirous of and entitled to such extended organization respectively as they would be under this Act, were they only Villages or Hamlets respectively: Be it therefore enacted, That the several Towns mentioned in the said Schedule, with such limits and boundaries as shall be established and declared for such Towns respectively, in and by any Proclamation or Proclamations to be in that behalf issued under the Great Seal of this Province by order of the Governor thereof in Council at any time on or before the first day of October next after the passing of this Act, shall be and continue to be Towns as heretofore, but neither the provisions of this Act applicable to Towns only, nor any Act, nor any of the provisions of any Act to be passed this Session, or at any time hereafter referring to Towns generally, shall thereby extend or be construed to extend to any of such Towns; Provided always, nevertheless, that it shall and may be lawful for the Governor of this Province in Council at any time by Proclamation under the Great Seal thereof, to extend the limits of any of the Towns mentioned in the said Schedule D, to divide such Town into Wards, and to extend to such Town all the provisions of this Act and of all other Acts applicable to Towns in general, whereupon the provisions of this Act and of all such other Acts shall extend to such Town as if such Town with its limits and divisions had been set forth in the Schedule to this Act annexed marked B.

CCIII. And be it enacted, That the inhabitants of each of the Towns mentioned in the first division of the said Schedule marked D, shall be a Body Corporate apart from the Township or Townships in which such Town shall be situate, and as such shall have perpetual succession and a Common Seal, with all such powers within the limits of such Town as are by this Act conferred upon the inhabitants of Incorporated Villages, and the powers of the Corporation of such Town shall be exercised by, through, and in the name of the Municipality of such Town, and all the provisions of this Act, and of all other Acts hereafter to be passed applicable to Incorporated Villages, and the Municipalities thereof, shall apply to such Town and the Municipality thereof.

CCIV. And be it enacted, That each of the Towns mentioned in the second division of the said Schedule marked D, shall be and continue a part of the Township or Townships within which the same shall be respectively situate, and shall be and continue subject to the jurisdiction of the Municipality or Municipalities of such Township or Townships as if the same was an unincorporated Village or Hamlet, and that when by the census returns, it shall appear that any of such last mentioned Towns and any portion of a Township or Townships, which from the proximity of streets and buildings, may conveniently be attached to such Town, shall together contain one thousand inhabitants or upwards, it shall and may be lawful for any number of the resident freeholders or householders of such Town, not less than one hundred, to petition the Governor of this Province that the inhabitants of such Town may be incorporated, and upon such petition it shall be lawful for the Governor of the Province by an order in Council to issue a Proclamation under the Great Seal of the Province, setting forth the boundaries of such Town, and including within

such boundaries any such portion or portions of the said adjacent Township or Townships as from the proximity of streets or buildings as aforesaid may conveniently be attached to such Town as aforesaid, and the inhabitants of such Town as embraced within such new and extended boundaries, shall, on from and after the first day of January next after the end of three calendar months, from the *teste* of such Proclamation, be incorporated apart from the Township or Townships in which it is situate, and shall no longer be subject to the jurisdiction of the Municipality or Municipalities of such Township or Townships, and as such Corporation, shall have perpetual succession and a Common Seal, with all such powers within the limits of such Town as are by this Act conferred upon the inhabitants of any Incorporated Village, and the powers of the Corporation of such Town shall be exercised by, through and in the name of the Municipality of such Town; and all the provisions of this Act and of all other Acts hereafter to be passed applicable to Incorporated Villages in general, and the Municipalities thereof, shall apply to such Town and the Municipality thereof as if the same were mentioned in the Schedule to this Act annexed marked A.

When such Proclamation shall take effect, and what its effect shall be.

CCV. And be it enacted, That whenever by the census returns it shall appear that any of the Towns mentioned in the said Schedule marked D, which shall have been then already incorporated under the provisions of this Act as aforesaid, and any portions of the Township or Townships which, from the proximity of streets and buildings, may conveniently be attached to such Town, shall together contain five thousand inhabitants or upwards, it shall and may be lawful for the Municipal Corporation of such Town to petition the Governor of this Province that the limits of the said Town may be extended, and that the same may be divided into Wards, and upon such petition it shall be lawful for the Governor of the Province, by an order in Council, to issue a Proclamation under the Great Seal of the Province, extending such limits and dividing such Town into Wards accordingly, and from and after the first day of January next, after the end of three calendar months from the *teste* of such Proclamation, all the provisions of this Act and of all other Acts hereafter to be passed applicable to Incorporated Towns in general or to the Town Councils thereof, shall apply to such Town and Town Council thereof, as if the same were mentioned in the Schedule to this Act annexed marked B.

Provision with respect to the division into Wards of certain Towns in Schedule D. on certain conditions.

Petition.

Proclamation.

CCVI. And be it enacted, That for and notwithstanding any thing in this Act contained, the Municipal Corporation or other Municipal bodies or authorities of the several Counties, Unions of Counties under the name of Districts, Cities, Towns, Townships and Villages in Upper Canada, existing immediately previously to the first day of January, which will be in the year of our Lord one thousand eight hundred and fifty, and all and singular the members, officers, and servants of the same respectively, shall, upon and from the said first day of January, in the year aforesaid, until the fourth Monday of the same month, continue to have exercise and perform all and singular the Municipal and other powers, functions and duties which immediately previous to such first day of January shall or may by law have been vested in them respectively, to all intents and purposes, as if this Act had not been passed.

Corporations, &c., of Districts, &c., existing immediately previous to 1st January, 1850, to remain until 4th Monday of that month.

Powers of Members, &c., to continue.

CCVII. And be it enacted, That any Proclamation to be issued under the authority of this Act, for the incorporation of any Village, for erecting any Village into a Town, or for erecting any Town into a City, shall have force and effect upon, from and after the first day of January next, after the end of three calendar months from the *teste* of such Proclamation, and not before, except only as regards any thing to be done preparatory to the election to be held in consequence of such Proclamation,

Proclamations incorporating Villages, &c., when to take effect.

with regard to which such Proclamation shall have force and effect from the time of the *teste* thereof.

Provisions of this Act as to property qualification when to take effect.

Who may vote or be elected in the mean time.

In incorporated Towns, &c.

In unincorporated Towns, &c.

Proviso as to places where a Registration of voters exists.

Proviso as to first elections.

Acts, &c., inconsistent with this Act, repealed.

Interpretation of word "Governor," &c.

CCVIII. And be it enacted, That no provision in the foregoing enactments of this Act which requires that any person be possessed of any property qualification, or be assessed for any particular amount in order to his having a right to vote or to be elected at any election to be held under the authority of this Act, shall have any force or effect, unless or until some Act be passed by the Parliament of this Province in the present or some future session thereof to provide for the regulation of assessments, and the levying and collecting of local taxes in Upper Canada, and to repeal the general provisions of the Acts heretofore in force for that purpose, but all such persons as have heretofore had the right to vote or be elected at the annual elections of Parish and Township Officers, for the several Townships in Upper Canada, shall have the right of voting and being elected for the Township and Village Councillors to be elected under this Act, and such persons as have heretofore had a right to vote or be elected at the Municipal Elections of any City, Town or Village heretofore incorporated, or having a Board of Police established by law for the same, shall have the right of voting and being elected for the City, Town or Village, Aldermen and Councillors to be elected under this Act for such City, Town or Village respectively; and the persons entitled to vote or be elected at the Municipal Elections of every Town and Village not incorporated as aforesaid before the passing of this Act, shall be the resident male inhabitants, being either householders or freeholders of such Town or Village of the age of twenty-one years or upwards, being subjects of Her Majesty by birth or naturalization, and who shall have resided in such Town or Village for six calendar months next previous to the holding of the said election, and who shall have been rated on the Assessment Roll of the said Town or Village as householders or freeholders for the year previous to such election. Provided also, that where the system of the registration of votes exists at the passing of this Act in any City or Town, the same shall continue under the Act or Acts providing such registration, until altered by any Act as aforesaid; and provided also, that whether any such new Act for regulating assessments in Upper Canada, shall or shall not be passed prior to this Act coming into force, the persons hereinbefore described as entitled to elect and be elected under this Act (until such new assessment law shall have passed as aforesaid,) shall be those entitled to elect and be elected respectively at the first elections to be held under this Act.

CCIX. And be it enacted, That all Acts and parts of Acts and provisions of law, either of the Parliament of this Province, or of the Parliament of the late Province of Upper Canada, and all Acts, By-laws, Rules and Regulations thereupon passed by any Township Meeting, District Council, Board of Police, Town or City Council in Upper Canada, in force in Upper Canada immediately before the time when this Act shall come into force, in so far as the same may be inconsistent with or contradictory to the provisions of this Act, or which make any provisions in any matter provided for by this Act, other than such as is hereby made in such matter, shall be and they are hereby repealed, and shall cease to be in force upon, from and after the day when this Act shall come into effect.

CCX. And be it enacted, That the word "Governor" wherever it occurs in this Act, shall be understood to mean and include the Governor, Lieutenant-Governor, or Person Administering the Government of this Province for the time being; the words "Upper Canada," shall be understood to mean and include all that part of this Province which

formerly constituted the Province of Upper Canada; and words importing the singular number or the masculine gender only, shall be understood to include more than one person, matter or thing of the same kind as well as one person, matter or thing, and females as well as males, unless it be otherwise expressly provided, or there be something in the subject or context repugnant to or inconsistent with such construction; and all other words, terms or phrases shall receive such fair and liberal construction as shall be best adapted to carry out this Act according to its true intent, meaning and spirit.

How this Act  
shall be con-  
strued.

CCXI. And be it enacted, That this Act may be amended, altered or repealed by any Act to be passed in his present session of Parliament.

Act may be  
amended &c., in  
this Session.

### S C H E D U L E A.

#### V I L L A G E S.\*

Villages.

1. Chippawa.	4. Paris.
2. Galt.	5. Richmond, (in the County of Carleton.)
3. Oshawa.	6. Thorold.

### S C H E D U L E B.

Towns.

1. *Belleville.*—To consist of all that part of this Province situate within the County of Hastings and lying within the following limits, that is to say:

BELLEVILLE.

Commencing at the limits between Lots numbers six and seven in the first concession of the Township of Thurlow, at low water mark of the Bay of Quinte; thence, northerly along the side line between lots numbers six and seven to the second concession road; thence, westerly, along the said second concession line to the westerly boundary of lot number one in the said first concession of Thurlow; thence, southerly, on the town line between Townships of Thurlow and Sidney to the Bay of Quinte; thence, easterly, along the shore of the said Bay to the place of beginning; together with the Harbor, Islands and Marshes in front of the said Town.

Limits.

The said Town to be divided into four Wards to be called respectively Samson Ward, Ketcheson Ward, Baldwin Ward, and Coleman Ward, and to comprise the following portions of the said Town respectively, that is to say:

Wards, four.

The said Samson Ward to comprise all that part of the said Town which lies to the south-east of Bridge Street, on the north side of the river Moira.

Samson Ward.

The said Ketcheson Ward to comprise all that part of the said Town which lies north-west of bridge, and south-east of Pinnacle Street on the north side of the said river.

Ketcheson  
Ward.

The said Baldwin Ward to comprise all that part of the said Town which lies north-west of Pinnacle Street, on the north side of the said river, to the limit of the said Town.

Baldwin Ward,

And the said Coleman Ward to comprise all that part of the said Town which lies on the west side of the said river Moira.

Coleman Ward.

\* For the Boundaries of these Villages, see pages 79 and 80.

## BRANTFORD.

2. *Brantford.*—To consist of all that part of this Province situate within the county of Wentworth and lying within the following limits, that is to say :

## Limits.

Commencing on the north side of Colborne Street, in the eastern limit of the said town as originally laid out by the authority of the government of the late Province of Upper Canada; then, north, eighteen degrees thirty minutes east, seventy-nine chains forty-five links, more or less, to the north-east angle of the said town as laid out by the government as aforesaid; then, south, eighty-four degrees thirty minutes west, eighty-two chains twenty-eight links, more or less, to the north-west angle of the said Town as laid out by the government as aforesaid, and to the eastern limit of a certain tract of twelve hundred acres of land originally granted by the Crown to Abraham Kennedy Smith and Margaret Kerby; then, south, twenty-seven degrees thirty minutes west, eight chains, more or less, to the south-east angle of a parcel of land belonging to Peter O'Banyon; then, north, sixty-two degrees thirty minutes west, sixty chains, more or less, to the western limit of the said lands granted by the Crown to the said Abraham Kennedy Smith and Margaret Kerby; then, south, twenty-seven degrees thirty minutes west, one hundred and eight chains, more or less, along the western limit of the said lands to the Grand River; then, across the Grand River obliquely with the stream in an easterly direction, and passing south of the large Island about thirty chains, to the limit between the farm lands of Thomas Mair, and the north part of the Brant Farm, granted by the Crown to William Johnson Kerr; then, south, twenty-seven degrees twenty-five minutes west, forty-two chains, more or less, to the rear of the lots on the south side of Burford Street on the plank road; then, south, sixty-eight degrees east thirty-nine chains, more or less, to the east side of the Mount Pleasant road and south side of Walnut Street on the lands of Daniel Mercer Gilkison; then, north, forty-three degrees thirty minutes east, thirty-six chains, more or less, along the south side of Walnut Street to the Grand River; then, easterly, along the south side of the Grand River, with the stream about thirty chains to opposite the mouth of the Cove; then, east, across the Grand River to the south side of the mouth of the said Cove; then, north-easterly along the easterly side of the said Cove about twenty chains to the southern limit of the lands of the Grand River Navigation Company; then, easterly, along the south boundary of the said Grand River Navigation Company's Lands, about fifty-five chains, to the western limit of the Mohawk Parsonage Glebe; then, north, five degrees thirty minutes west, forty-five chains, more or less, to the place of beginning.

## Wards, five.

The said Town to be divided into five Wards to be called respectively, King's Ward, Queen's Ward, Brant Ward, East Ward and North Ward—and to comprise the following portions of the said Town respectively, that is to say :

## King's Ward.

The said King's Ward to comprise all that part of the said Town which lies between Cedar Street and King Street, and north of the Canal, together with all that part of the said Town lying south of the Grand River.

## Queen's Ward.

The said Queen's Ward to comprise all that part of the said Town which lies north of the Canal, and between King Street and Market Street to their intersection with West Street.

## Brant Ward.

The said Brant Ward to comprise all that part of the said Town which lies north of the Grand River, and south of the Canal as far eastward as Alfred Street, and north of the Canal, and between Market and Alfred Streets.

## East Ward.

The said East ward to comprise all that part of the said Town which lies east of Alfred Street.

And the said North Ward to comprise all that part of the said Town which lies north of the Grand River (including the two large Islands in the River,) and west of Cedar Street, and West Street from its intersection with Cedar Street. North Ward.

3. *Brockville*.—To consist of all that part of this Province situate within the County of Leeds, and lying within the following limits, that is to say : BROCKVILLE.

Comprising that part of the Township of Elizabethtown known as the front halves of Township lots numbers ten, eleven, twelve and thirteen, and of the West half of Township lot number nine, and of the east half of Township lot number fourteen in the first concession of the said Township, extending the same respectively to the water's edge of the River St. Lawrence, together with such parts of the water of the said River, and of the land under the said water as lies in front of the said lots within three hundred yards of the said water's edge, and also including the small Island in front of the said Town on which a block house is now built, and all Public Roads and Highways running through or by any of the said half lots within the exterior limits thereof. Limits.

The said Town to be divided into three Wards to be called respectively, East Ward, West Ward and Centre Ward, and to comprise the following portions of the said Town respectively, that is to say : Wards, three.

The said Centre Ward to comprise all that part of the said Town known as the front half of the west half of the said Township lot number eleven, and of the front half of the east half of the said Township lot number twelve, in the first concession of Elizabethtown aforesaid, extending the same respectively to the water's edge of the said River Saint Lawrence, together with such parts of the water of the said River and of the land under the said water as lies in front of the said last mentioned half lots and within three hundred yards of the said water's edge, and including the said small Island. Centre Ward.

The said West Ward to comprise all that part of the said Town which lies to the west of the said Centre Ward. West Ward.

And the said East Ward to comprise all that part of the said Town which lies east of the said Centre Ward. East Ward.

4. *Bytown*.—To consist of all that part of this Province situate within the County of Charlton, and lying within the following limits, that is to say : BYTOWN.

Commencing at the waters of the River Rideau on the line which divides Lots E and F in concessions D and C, and thence in a continuous direct line, across lot number forty, to the side-line dividing lots numbers thirty-nine and forty ; thence, following the said line northerly in the first concession, to the line dividing concession A and the first concession, and in concession A embracing the whole of the broken lot number thirty-nine to the river Ottawa, including all the islands down to the southerly end of the chain bridge ; thence, following the waters of the Ottawa in the centre of the channel to the western branch of the waters of the river Rideau ; thence, against the stream up the river Rideau to the place of beginning. Limits.

The said Town to be divided into three Wards to be called respectively East Ward, Centre Ward and West Ward, and to comprise the following portions of the said Town respectively, that is to say : Wards, three.

Lower Bytown shall comprise that portion of the said Town which lies easterly from the Rideau Canal, and shall constitute two Wards by the names of East Ward and Centre Ward. Lower Bytown.

## East Ward.

The said East Ward to comprise all that portion of the said Lower Town which lies east of the centre of Dalhousie Street, so far as the said street is now opened, and thence in a direct line produced from the centre of the said street until it intersects the limits of the Town on the south.

## Centre Ward.

The said Centre Ward to comprise all that portion of the said Lower Town not included in the East Ward.

## West Ward.

The said West Ward shall comprise all that portion of the said Town which lies westerly from the Rideau Canal, and which shall constitute Upper Bytown.

## COBOURG.

5. *Cobourg*.—To consist of all that part of this Province situate within the County of Northumberland, and lying within the following limits, that is to say :

## Limits.

Commencing on the Lake Shore, at the south-east angle of lot number fourteen, in concession B; thence, north, sixteen degrees west, to the centre of the first concession; thence, south, seventy-four degrees west, to the centre of lot number twenty-one, in the said concession; thence, south, sixteen degrees east, to the Lake shore; thence, along the water's edge, to the place of beginning.

## Wards, three.

The said Town to be divided into three Wards, to be called respectively, South Ward, East Ward and West Ward.

## South Ward.

The said South Ward to comprise all that portion of the said Town which lies south of King street.

## East Ward.

The said East Ward to comprise all that portion of the said Town which lies east of the centre of the street between lots numbers sixteen and seventeen and north of King street; and

## West Ward.

The said West Ward to comprise all that portion of the said Town which lies west of the centre of the street between lots numbers sixteen and seventeen, and north of King Street.

## CORNWALL.

6. *Cornwall*.—To consist of all that part of this Province situate within the County of Stormont, and lying within the following limits, that is to say :

## Limits.

Comprised within the limits or boundaries heretofore reserved and set apart by Government as a Town plot, together with the parcel or tract of ungranted land in front thereof, and the harbour.

## Wards, three.

The said Town to be divided into three Wards, to be called respectively East Ward, West Ward, and Centre Ward, and to comprise the following portions of the said Town respectively, that is to say :

## East Ward.

The said East Ward to comprise all that part of the said Town which lies between Amelia Street and the Eastern limits of the said Town.

## West Ward.

The said West Ward to comprise all that part of the said Town which lies between Augustus Street and the Western boundary of the said Town; and

## Centre Ward.

The said Centre Ward to comprise all that remaining part of the said Town which lies between Amelia Street and Augustus Street, and not included in either of the before mentioned Wards.

## DUNDAS.

7. *Dundas*—To consist of all that part of this Province situate within the County of Halton, and lying within the following limits that is to say :

## Limits.

Commencing on the division line between the property of George Rolph, Esquire, and the property of the late Harker Lyons, on the York road; thence, following the said road, westerly, to the road leading up the mountain to John Keagy's, the younger; thence, in a straight line

by compass to a monument within a few feet of the site of the old oatmeal mill; thence across the creek or stream to a stone monument placed at the distance of five hundred feet from the west bank thereof; thence, following the said creek or stream at a distance throughout of five hundred feet from the west and south bank thereof, to where a stone monument is placed south of Mr. Ewart's milldam; thence, running in a straight line to a stone monument placed on the boundary line between the property owned by John O. Hatt, Esquire, and the estate of the late Manuel Overfield; thence, to a stone monument placed on the boundary line between the property owned by Thomas Hatt and the said John O. Hatt; thence, along the said boundary line to a stone monument placed in South Street; thence, following South Street till it intersects East Street; thence, descending the hill in a northerly direction till it intersects the Governor's road; thence, following the said road, easterly, to a stone monument placed in a line at right angles with the place of beginning; thence, along the said line to the place of beginning.

The said Town to be divided into four Wards, to be called, respectively, Mountain Ward, Canal Ward, Foundry Ward, and Valley Ward, and to comprise the following portions of the said Town respectively, that is to say:

The said Mountain Ward to comprise all that part of the said Town commencing on the Sydenham road at the northern boundary of the said Town; thence, running along the said Sydenham road until it intersects King Street; thence, along the said King Street in an easterly direction until it intersects Main Street; thence, along the said Main Street until it intersects Baldwin or Flamboro' Street; thence, along the same to the Basin of the Desjardins Canal; thence, along the said canal until the eastern boundary or limit of the said Town is intersected; thence, following the said eastern boundary to the northern boundary line of the said Town; thence, following the same to the place of beginning.

The said Canal Ward to comprise all that part of the said Town, commencing on King Street at a post planted between the lands owned by Orlando Morley and John Walker; thence, running south to the southern boundary of the said Town; thence, along the said boundary to the eastern boundary until the Desjardins Canal is intersected; thence, along the said Canal in a westerly direction until East Street is intersected (Cooote's Paradise); thence, along Baldwin or Flamboro' Street to Main Street; thence, along the said Main Street in a northerly direction till it intersects King Street; thence, along the said King Street to the place of beginning.

The said Foundry Ward to comprise all that part of the said Town, commencing on King Street at a post planted between the lands owned by Orlando Morley and John Walker; thence, along the said King Street, west, until it intersects Peel Street; thence, south, until James Street is intersected; thence, westerly, along the said James Street until it intersects the western boundary of the said town; thence, along the western and southern boundary of the said Town until the boundary between Wards Numbers Two and Three is intersected; thence, north-easterly, to the place of beginning; and

The said Valley Ward to comprise all that part of the said Town, commencing at the northern boundary of the said Town on the Sydenham Road; thence, following the north-western limits of the said town to a stone monument within a few feet of the site of the old oatmeal mill; thence, across the stream or creek to a stone monument placed at the distance of five hundred feet from the west bank thereof; thence, along the western boundary of the said town to a stone monument placed on a line at right angles with James Street; thence, along James

Wards four.

Mountain Ward.

Canal Ward.

Foundry Ward.

Valley Ward.

Street, easterly, until Peel Street is intersected; thence, along Peel Street to King Street; thence, along King Street to Sydenham Road; thence, along Sydenham Road to the place of beginning.

## GODERICH.

## Limits.

8. *Goderich.*—To consist of all that part of this Province situate within the County of Huron, and lying within the following limits, that is to say:

Commencing at a point where the south limit of Britannia Road produced intersects the water's edge of Lake Huron; thence, northerly along the said water's edge to the south Pier of the Harbour; thence, easterly, along the said Pier and south side of the River Maitland, to a point where the west limit of Wellington Street produced intersects the said south side of the River Maitland; thence, due south, along the said produced limit of Wellington Street to the crown of the Hill; thence, easterly along the crown of the said Hill, following the several windings thereof, to the east end of Gloucester Terrace; thence, southerly, along the eastern limit of the River Maitland, until it intersects the south easterly limit of Britannia Road; thence, south-easterly along the south-east limit of Britannia Road to an angle thereof; thence, due west, along the south limit of the said Britannia Road to the place of beginning.

## Wards, four.

The said Town to be divided into Four Wards, to be called respectively Saint George's Ward, Saint Patrick's Ward, Saint Andrew's Ward, and Saint David's Ward; and to comprise the following portions of the said Town respectively, that is to say:

## St. George's Ward.

The said Saint George's Ward to comprise all that part of the said Town which lies northward of the centre of West Street and westward of the centre of North Street.

## St. Patrick's Ward.

The said Saint Patrick's Ward to comprise all that part of the said Town which lies northward of the centre of East Street and eastward of the centre of North Street.

## St. Andrew's Ward.

The said Saint Andrew's Ward to comprise all that part of the said Town which lies southward of the centre of West Street and westward of the centre of South Street; and

## St. David's Ward,

The said Saint David's Ward to comprise all that part of the said Town which lies southward of the centre of East Street and eastward of the centre of south Street.

## LONDON.

## Limits.

9. *London.*—To consist of all that part of this Province situate within the County of Middlesex, and lying within the following limits, that is to say:

All the lands comprised within the old and new surveys of the said Town, together with the lands adjoining thereto, lying between the said surveys and the River Thames, producing the northern boundary line of the new survey, until it intersects the north branch of the River Thames, and producing the eastern boundary line of the same new survey, until it intersects the east branch of the River Thames.

## Wards, four.

The said Town to be divided into Four Wards, to be called respectively Saint George's Ward, Saint Patrick's Ward, Saint Andrew's Ward, and Saint David's Ward, and to comprise the following portions of the said Town respectively, that is to say:

## St. George's Ward.

The said Saint George's Ward to comprise all that part of the said Town which lies north of the Northern Line and continuation of Hitchcock and Duke Streets.

## St. Patrick's Ward.

The said Saint Patrick's Ward to comprise all that part of the said Town which lies between King Street and Saint George's Ward aforesaid.

## St. Andrew's Ward.

The said Saint Andrew's Ward to comprise all that part of the said Town which lies between Horton Street and Saint Patrick's Ward aforesaid; and

The said Saint David's Ward to comprise all that part of the said Town which lies south of Horton Street.

St. David's Ward.

10. *Niagara*.—To consist of all that part of this Province situate within the County of Lincoln, and lying within the following limits, that is to say :

NIAGARA.

Commencing at Missisagua Point; thence westerly, along Lake Ontario to Crookston; thence, along the rear or Town line of Niagara to the Black Swamp road; thence, along the eastern limit of the lands of the late Thomas Butler, Esquire, deceased, and the lands of Garret Slingerland, to the north-west angle of the lands of John Eccleston; thence, easterly, to where the lands formerly owned by the Honorable William Dickson and the late Martin McLennon, deceased, come in contact; thence, easterly, along the northern boundary of the lands of the said Martin McLennon, deceased, to the River Niagara; thence, northerly, down the said Niagara River to the place of beginning.

Limits.

The said Town to be divided into five Wards, to be called respectively, Saint Lawrence Ward, Saint George's Ward, Saint Patrick's Ward, Saint David's Ward and Saint Andrew's Ward, and to comprise the following portions of the said Town respectively, that is to say :

Wards, five.

The said Saint Lawrence Ward to comprise all that part of the said Town which lies south of the centre of the Street called King Street, which runs directly from the River Niagara, and commencing at the house now occupied by Mr. Walter Elliot, or the Lower Ferry, and terminating at the western limit of the Town.

St. Lawrence Ward.

The said Saint George's Ward to comprise all that part of the said Town which lies north of the centre of the Street forming the northern boundary of Saint Lawrence Ward, and south of the centre of the next parallel Street.

St. George's Ward.

The said Saint David's Ward to comprise all that part of the said Town which lies north of the Street forming the northern boundary of Saint George's Ward, and south of the centre of the next parallel Street.

St. David's Ward.

The said Saint Patrick's Ward to comprise all that part of the said Town which lies north of the Street forming the northern boundary of Saint David's Ward, and south of the centre of the next parallel Street.

St. Patrick's Ward.

And the said Saint Andrew's Ward to comprise all that part of the said Town which lies north of the Street forming the northern boundary of Saint Patrick's Ward.

Saint Andrew's Ward.

11. *Peterborough*.—To consist of all that part of this Province situate within the County of Peterborough, and lying within the following limits, that is to say :

PETERBOROUGH.

Comprising all the lands in the Government Surveys of the present Town of Peterborough, and lying north of Townsend Street, and east of Park Street to the centre of the River Otonabee, as the eastern limit of the said Town, and to the centre of the allowance for road forming the boundary line between the Townships of Monahan and Smith, as the northern boundary of the said Town—

Limits.

And divided into four Wards, to be called East Ward, North Ward, Centre Ward, and South Ward, and to comprise the following portion of the said Town respectively, that is to say :

Wards, four.

The said East Ward to comprise all that part the said Town which lies east of George Street.

East Ward.

The said North Ward to comprise all that part of the said Town which lies west of George Street and North of Brock Street.

North Ward.

## Centre Ward.

The said Centre Ward to comprise all that part of the said Town which lies west of George Street, south of Brock Street and north of Simcoe Street.

## South Ward.

And the said South Ward to comprise all that part of the said Town which lies west of George Street and south of Simcoe Street, including the Government Reserve south of the said Town.

## PICTON.

12. *Picton*.—To consist of all that part of this Province situate within the County of Prince Edward, and lying within the following limits, that is to say :

## Limits.

Commencing on the south side line of Lot letter A, at a distance of fifty chains from the front of the Lot ; thence, across the said Lot, and across Lot number one, north, sixty-four degrees forty-five minutes east, to a post planted on the limit between Lots numbers one and two in the first Concession, north of the Carrying Place ; thence, at a right angle across Lots numbers two, three and four in the said Concession ; thence, along the north-east side of Lot number four to the Bay ; thence, directly across the Bay to the line between Lots numbers seventeen and eighteen in the first Concession east of the Carrying Place ; thence, along the water's edge to the limit between Lots numbers nineteen and twenty in the said Concession ; thence, along the limit between the said Lots in a south-easterly direction, twelve chains ; thence, at right angles across the easterly half of Lot number twenty ; thence, in a south-easterly direction along the centre of the said Lot number twenty, nine chains, more or less, to the east side of John Street, thirty chains ; thence, north, eighty degrees twenty minutes west, fourteen chains forty links, more or less, to the east side of Church Street ; thence, south, twelve degrees forty-five minutes east, one chain sixty-five links ; thence, south, forty-nine degrees fifteen minutes west, fifteen chains fifty links ; thence, south, thirty-two degrees west to the north-eastern limit of Lot number one in the Concession south-east of the Carrying Place ; thence, north, eighty-degrees twenty minutes west, along the north-east side line of the said Lot number one to the front of the Lot ; thence, north, eighty-seven degrees forty-five minutes west, sixty chains, more or less, to a post on the limit between Lots numbers twenty-one and twenty-two in the third Concession, military tract ; thence, along the westerly side line of the said Lot number twenty-two, twenty-four chains seventy-four links, more or less, to Lot letter A aforesaid ; thence, in a direct line to the place of beginning, including the Harbor in the above mentioned boundaries.

## Wards, three.

The said Town to be divided into three Wards, to be called, respectively, Hallowell Ward, Brock Ward and Tecumseth Ward, and to comprise the following portions of the said Town, respectively, that is to say :

## Hallowell Ward.

The said Hallowell Ward to comprise all that part of the said Town which lies west of Bowery Street.

## Brock Ward.

The said Brock Ward to comprise all that part of the said Town which lies east of the said Bowery Street and north of the Bay.

## Tecumseth Ward.

And the said Tecumseth Ward to comprise all that part of the said Town which lies on the south side of the Bay.

## PORT HOPE.

13. *Port Hope*.—To consist of all that part of this Province, situate within the County of Durham, and lying within the following limits, that is to say :

## Limits.

Composed of Lots numbers four, five, six, seven and eight, and the east half of Lot number nine in the first Concession of the Township of Hope, and the broken fronts of the said Lots and Half-lot, together with all those parts of Lots numbers four and five in the second Concession

of the said Township of Hope, with the road allowance between the said first and second Concessions, and butted and bounded as follows, that is to say:

Commencing in rear of the first Concession at the north-east angle of Lot number four in the first Concession; thence, in a northerly direction, across, the said allowance for road, to the south-east corner of Lot number four in the second Concession; thence, northerly, along the easterly side of the said Lot number four in the second Concession, fifteen chains; thence, westerly, in a course parallel with the front of the said second Concession, twenty-five chains; thence, southerly, in a course parallel with the said line of Lot number four in the second Concession aforesaid, sixteen chains, more or less, to the rear line of the first Concession; thence, easterly, along the rear of the first Concession to the place of beginning, and also the water in front thereof to the distance of one-fourth of a mile into Lake Ontario.

The said Town to be divided into three Wards, to be called respectively, First Ward, Second Ward, and Third Ward, and to comprise the following portions of the said Town, respectively, that is to say: Wards, three.

The said First Ward, to comprise all that part of the said Town which lies east of the River. First Ward.

The said Second Ward to comprise all that part of the said Town which lies west of the River and south of Walter Street, continued westerly by Ridout Street, and the front or Lake Shore Road to the western limit of the said Town. Second Ward.

And the said Third Ward to comprise all that part of the said Town which lies west of the River and north of Walter Street, continued westerly by Ridout Street, and the said front or Lake Shore Road to the western limit of the said Town. Third Ward.

14. *Prescott*.—To consist of all that part of this Province situate within the County of Grenville, and lying within the following limits, that is to say:

Commencing at the south-eastern angle of the Township of Augusta; thence, north, twenty-four degrees west to the rear of the first concession of the said Township; thence, south-westerly, along the said concession line to the limit between the east and west half of lot number five in the first concession of Augusta aforesaid; thence, south, twenty-four degrees east to the river St. Lawrence; thence, north-easterly, along the water's edge to the south-eastern angle of the said Township to the place of beginning, and shall take in so much of the waters of the river St. Lawrence and the land under the wharves and buildings built in such waters, as lie within three hundred yards in every direction of the water's edge in front of the present limits of the said Town— Limits.

And divided into two Wards, in the following manner, that is to say: Wards, two.

All that part of the Town on the east side of the street called Centre street, leading from the river St. Lawrence to the rear line of the said Town, shall compose the East Ward; and all that part of the Town on the west side of the aforesaid street called Centre street, shall compose the West Ward. East Ward. West Ward.

15. *Saint Catharines*.—To consist of all that part of this Province situate within the County of Lincoln, and lying within the following limits, that is to say:

Commencing at the north-east angle of lot number sixteen, in the sixth concession of the Township of Grantham, on Charles Roll's farm; thence, south-westerly, along the road as now laid out, one hundred and Limits.

thirty-five chains, more or less, crossing the Welland, at Ranney's mill's to the western limit of the Welland canal lands; thence, southerly and easterly, along the Welland canal boundary until it intersects the allowance for road between the sixth and seventh concessions; thence, south, sixty-five degrees west along the rear of the sixth concession, to the limit between lots numbers nineteen and twenty; thence, south, crossing the main road to Hamilton, five chains; thence, north, sixty degrees east, more or less, until it intersects the allowance for road between lots numbers sixteen and fifteen; and thence, north, along the said allowance, more or less, to the place of beginning.

Wards, three.

The said Town to be divided into three Wards, to be called respectively, Saint Thomas' Ward, Saint George's Ward, and Saint Paul's Ward, and to comprise the following portions of the said Town respectively, that is to say:

Saint Thomas' Ward.

The said Saint Thomas' Ward to comprise all that part of the said Town which lies within the following limits:

Commencing at the south-westerly angle of the said Town; thence, north, until it intersects the allowance for road between the sixth and seventh concessions of Grantham; thence, north, sixty-five degrees east, along the said allowance to the Welland canal; thence, down the said canal, to the northern and western limit of the Welland canal lands; thence, easterly, across the said canal, until it intersects the main road at the north-western boundary of the said Town; thence, north-easterly, along the said boundary until it intersects Ontario Street; thence, up the said street until it intersects Saint Paul Street; thence, southerly, on the said street until it intersects the concession line between the sixth and seventh concessions; thence, north-easterly, on the said line, until it crosses the Welland canal; thence, up the said canal until it intersects the eastern boundary of the said Town; thence, south, on the said boundary, until it intersects the south-easterly angle of the said Town; thence, north-easterly, to the place of beginning.

Saint George's Ward.

The said Saint George's Ward to comprise all that part of the said Town which lies within the following limits:

Commencing at the corner of Saint Paul and Ontario streets; thence, down the boundary of Ontario street to the north-westerly boundary line of the said Town; thence, north-easterly, on the said boundary to the north-east angle of the said Town; thence, south, until it intersects Saint Paul street; thence, up the said street to the place of beginning.

Saint Paul's Ward.

And the said Saint Paul's Ward to comprise all that part of the said Town which lies within the following limits:

Commencing at the intersection of Saint Paul's street with the eastern boundary of the said Town; thence, south, until it intersects the boundary of Saint Thomas' Ward on the Welland canal; thence, down the said canal until it intersects the line between the sixth and seventh concessions; thence, north, up the said concession line until it intersects Saint Paul street; thence, westerly, up the said street to the place of beginning.

Schedule C.

## S C H E D U L E C.

Cities.

### C I T I E S.

HAMILTON.

1. *Hamilton.*—The City and Liberties thereof to consist of all that part of this Province situate within the County of Wentworth and lying within the following limits, that is to say:

Commencing at the north-east corner of lot number eleven, in the Township of Barton, on the waters of Burlington Bay; thence, following the line between lots numbers ten and eleven, in a southerly direction, to the rear of the third concession of the said Township of Barton; thence, along the said concession, westerly, to the intersection of the line between lots numbers twenty and twenty-one of the said Township; thence, in a northerly direction, following the said line between the said lots numbers twenty and twenty-one until it reaches the Marsh at the head of Burlington Bay; thence, along the southerly and easterly margin of the said Marsh, to the waters of Burlington Bay; thence, along the southerly margin of Burlington Bay, to the place of beginning, including the several road allowances along the said boundary, and the harbour in front of the said City.

The said City to consist of all that part of the tract of land above described, lying within the following limits, that is to say:

Commencing at the north-east corner of lot number twelve, in the Township of Barton, on the waters of Burlington Bay; thence, following the line between lots numbers eleven and twelve, in a southerly direction, to the rear of the third concession of the said Township of Barton; thence, along the said concession, westerly, to the intersection of the line between lots numbers twenty and twenty-one of the said Township; thence, in a northerly direction, following the said line between the said lots numbers twenty and twenty-one until it reaches the marsh at the head of Burlington Bay; thence, along the southerly and easterly margin of the said marsh, to the waters of Burlington Bay; thence, along the southerly margin of Burlington Bay to the place of beginning, including the several road allowances along the said boundary, and the harbour in front of the said City.

The said City to be divided into five Wards, to be called respectively Wards, five. Saint George's Ward, Saint Patrick's Ward, Saint Lawrence Ward, Saint Andrew's Ward and Saint Mary's Ward, and to comprise the following portions of the said City respectively, that is to say:

The said Saint George's Ward to comprise all that part of the said City which lies south of King Street and west of John Street. Saint George's Ward.

The said Saint Patrick's Ward to comprise all that part of the said City which lies south of King Street and east of John Street. Saint Patrick's Ward.

The said Saint Lawrence Ward to comprise all that part of the said City which lies north of King Street and east of John Street. St. Lawrence Ward.

The said Saint Andrew's Ward to comprise all that part of the said City which lies north of King Street and between John and MacNab Streets. St. Andrew's

And the said Saint Mary's Ward to comprise all that portion of the said City which lies north of King Street and west of MacNab Street. St. Mary's Ward.

And so much of the liberties of the said City as are adjacent to the respective Wards shall be attached to the same respectively, and the limits between the respective portions of the said liberties hereby attached to the different Wards of the said City be ascertained by the extension of the boundary lines between the said Wards respectively through the said liberties.

2. *Kingston.*—The City and Liberties thereof to consist of all that part of this Province situate within the County of Frontenac and lying within the following limits, that is to say: KINGSTON.

Commencing at the water's edge on Lake Ontario in the direction of the line between lots number twenty and twenty-one in the first concession of the Township of Kingston; thence, in a direct line to the Limits.

## KINGSTON.

## Limits.

second concession of the said Township of Kingston and across the road, between the first and second concessions to the south-easterly angle of lot number twenty-four in the said second concession; thence, north, on the side line of the said lot number twenty-four to a point in line with the limit between lots numbers four and five on the west side of the great river Cataraqui produced from the said river; thence, along the said limit to the water's edge at low water mark; thence, along the said edge of the great river Cataraqui and along the water's edge at low mark of Lake Ontario with the windings and turnings to the place of beginning, together with all the water lying between the front of the City and the opposite shore of the Township of Pittsburg, as far as Point Frederick, and beyond Point Frederick all the water lying in front of the said City and Liberties which may be distant five hundred yards from the Main shores of Wolfe Island, Garden Island and Simcoe Island.

The said City to consist of all that part of the tract of land above described lying within the following limits, that is to say:

Commencing at a point on a line produced five hundred feet from the shore in the direction of the line between lots numbers twenty-three and twenty-four, in the first concession of the Township of Kingston; thence, north, along the said line, to the front of the second concession of the said Township; thence, on the northerly side of the concession road, to the south-easterly angle of lot number twenty-four in the said second concession; thence, north, on the westerly side of the road, to a point directly opposite the boundary line dividing lots numbers one and two, on the west side of the great river Cataraqui; thence, along the said division line, to the water's edge of the said great river Cataraqui; thence, in prolongation of the said division line across the said river, to the water's edge on the easterly side thereof, and along the water's edge at low water mark, to the extreme south-westerly point of Point Frederick in the Township of Pittsburgh; thence, southerly, parallel to the westerly boundary line of the said City, as hereinbefore set forth, to the distance of five hundred feet from the said south-westerly point of Point Frederick; thence, westerly, in a right line, to the place of beginning—

## Wards, seven.

The said City to be divided into seven Wards, to be called, respectively, Sydenham Ward, Ontario Ward, Saint Lawrence Ward, Frontenac Ward, Cataraqui Ward, Rideau Ward, and Victoria Ward, and to comprise the following portions of the said City respectively, that is to say:

## Sydenham Ward.

The said Sydenham Ward to comprise all that part of the said City which lies westward and southward of a line drawn from the foot of William Street through the centre of the said Street to the limits of the said City.

## Ontario Ward.

The said Ontario Ward to comprise all that part of the said City which lies between the last mentioned line of Sydenham Ward and a line drawn from the foot of Brock Street through the centre of the said Street to the limits of the said City.

## St. Lawrence Ward.

The said Saint Lawrence Ward to comprise all that part of the said City which lies between the last mentioned line of Ontario Ward and a line drawn from the foot of Princess Street, through the centre of the said Street to the limits of the said City.

## Cataraqui Ward.

The said Cataraqui Ward to comprise all that part of the said City which lies eastward and northward of a line drawn from the foot of Princess Street through the centre of the said Street to Montreal Street; thence, through the centre of Montreal Street aforesaid and across the Artillery Reserve, to the present travelled road known as the "Montreal Road;" thence through the centre of the said road to the limits of the said City.

The said Frontenac Ward to comprise all that part of the said City which lies northward of the last mentioned line, running through the centre of Montreal Street and the Montreal Road to the City limits, and northward and eastward of a line extending from Montreal Street (where it intersects Princess Street) through the centre of Princess Street, to the limits of the said City. Frontenac Ward.

The said Rideau Ward to comprise all that part of the said lot number twenty-four, lying on the north side of the continuation of Arthur Street, through the said lot in a direct line to the Concession Road between the first and second concessions of the said Township of Kingston. Rideau Ward.

And the said Victoria Ward to comprise all that part of the said lot number twenty-four lying on the south side of the said continuation of Arthur Street aforesaid. Victoria Ward.

And so much of the Liberties of the said City as are adjacent to the respective Wards, shall be attached to the same respectively, and the limits between the respective portions of the said liberties hereby attached to the different Wards of the said City, be ascertained by the extension of the boundary lines between the said Wards respectively, and through the said Liberties.

3. *Toronto.*—The City and Liberties thereof to consist of all that part of the Province situate in the County of York, and lying between the following limits, that is to say:

Commencing at the distance of one chain, on a course, south, sixteen degrees east from the south-westerly corner of lot number two, in the first concession, from the Bay in the Township of York, in the County of York; thence, southerly, in the direction of the side line between lots numbers two and three, in that concession, to the distance of five hundred feet from the point at which the said line intersects the margin of the water on the shore of Lake Ontario; thence, westerly, through the waters of Lake Ontario, following the direction of the curvatures of the shore, and keeping always at the distance of five hundred feet from the margin of the water till the point is attained, which is five hundred feet from the north-westerly point of the Island or Peninsula, forming the harbour; thence, across the Bay or harbour of York, to a point where a line, drawn southerly from the north-easterly corner of Park lot number twenty-nine, in the said Township of York, in the direction of the easterly boundary line of the said Park lot, intersects the margin of the water on the shore of Lake Ontario; thence, northerly, in the direction of the said line so drawn from the said corner of the said Park lot through the said corner, to the point at which the said line so drawn through the said corner intersects the northerly boundary line of the allowance for Road between the Park lots and the second concession from the Bay in the said Township of York; thence, easterly, along the said northerly boundary line of the said allowance for Road, to the easterly shore or water's edge of the River Don; thence, southerly, along the water's edge, on the eastern side of the said River, to the point where the said water's edge intersects the southerly boundary line of the allowance for Road, in front of the said first concession; thence, easterly, along the southerly boundary line of the allowance for Road, in front of the said first concession, to the place of beginning—

The said City to consist of all that part of the tract of land above described lying within the following limits, that is to say:

Commencing at the distance of one chain, on a course north, seventy-four degrees east, from the south-east angle of Park lot number three, in the said Township of York; thence, south, sixteen degrees east, upon a continuation of the allowance for Road between Park lots numbers two and three to the water's edge of the Bay in front of the said City;

TORONTO.

Limits.

TORONTO.  
Limits.

thence, westerly, along the water's edge of the said Bay to the point at which the westerly limit of the allowance for Road between Park lots numbers eighteen and nineteen, in the said Township of York, being produced southerly, intersects the said water's edge; thence, northerly, in the direction of the said westerly limit of the said allowance for Road to the distance of four hundred yards north of the northerly boundary line of Queen Street; thence, easterly, parallel to Queen Street to the easterly boundary line of the allowance for Road between Park lots numbers two and three; thence, south, sixteen degrees east, along the easterly boundary line of the said allowance for Road, four hundred yards more or less, to the place of beginning. And the remainder of the said tract, to constitute the Liberties of the said City.

## Wards, six.

The said City to be divided into six Wards to be called respectively, the Wards of St. James, St. David, St. Lawrence, St. George, St. Andrew and St. Patrick, and to comprise the following portions of the said City respectively, that is to say:

## St. James' Ward.

The said Ward of St. James to comprise all that part of the said City, lying between the northerly boundary line of King Street east, the westerly boundary line of Yonge Street, the easterly boundary line of Nelson Street, and the northerly boundary line of Queen Street east.

## St. David's Ward.

The said Ward of St. David to comprise all that part of the said City lying to the eastward of the westerly boundary line of Nelson Street, and to the north of the northerly boundary line of King Street east.

## St. Lawrence Ward.

The said Ward of St. Lawrence to comprise all that part of the said City lying to the southward of the northerly boundary line of King Street east, and to the eastward of the westerly boundary line of Yonge Street.

## St. George's Ward.

The said Ward of St. George to comprise all that part of the said City lying to the southward of the northerly boundary line of King Street, and to the westward of the westerly boundary line of Yonge Street.

## St. Andrew's Ward.

The said Ward of St. Andrew to comprise all that part of the said City lying between the northerly boundary line of King Street east, and the northerly boundary line of Queen Street east, and west of the westerly boundary line of Yonge Street.

## St. Patrick's Ward.

And the said Ward of St. Patrick to comprise all that part of the said City lying to the north of the northerly boundary line of Queen Street west, and west of the westerly boundary line of Yonge Street.

## Liberties.

And so much of the Liberties of the said City as lies to the southward and eastward of the St. Lawrence Ward, shall be and is hereby attached to the St. Lawrence Ward; so much thereof as lies to the northward and eastward of the St. David's Ward, shall be and is hereby attached to the said St. David's Ward; so much thereof as lies to the northward of the said St. James's Ward, shall be and is hereby attached to the said St. James's Ward; so much thereof as lies to the southward and westward of the St. George's Ward, shall be and is hereby attached to the said St. George's Ward; so much thereof as lies to the westward of the St. Andrew's Ward, shall be and is hereby attached to the said St. Andrew's Ward; and so much thereof as lies to the northward and westward of the St. Patrick's Ward, shall be and is hereby attached to the said St. Patrick's Ward; the limits between the respective portions of the said Liberties hereby attached to the different Wards of the said City being ascertained by the extension of the boundary lines between the said Wards respectively, through the said Liberties, except the boundary line between the portions hereby attached to the St. Lawrence Ward, and that hereby attached to the St. David's Ward, which shall consist of the northerly boundary line of King Street east to the River Don.

[ESTABLISHED BY PROCLAMATION, DATED 4TH SEPTEMBER, 1849.]

1st. *Galt*.—To consist of all that part of this Province situate within the County of Waterloo, in Upper Canada, and lying within the following limits, that is to say, “Comencing on the western limit of lot number seven, in the centre of the tenth concession of the Township of Dumfries, in the said County of Waterloo; thence, on the said limit, to the allowance for highway between the tenth and eleventh concessions; thence, along the said allowance, to its junction with the macadamized road leading from Galt to Dundas; thence, on the same course as the side-lines of the concession to the Dundas and Waterloo Turnpike; thence, along the said Turnpike, crossing the allowance for highway between the eleventh and twelfth concessions, to the junction of the said Turnpike with the common road leading from Galt to Preston; thence, parallel to the allowance for highway between the eleventh and twelfth concessions crossing the Grand River, to the side-line between lots numbers eleven and twelve in the eleventh concession produced into the twelfth concession; thence, along the said side-line, crossing the allowance for highway between the eleventh and twelfth concessions, and between lots numbers eleven and twelve in the eleventh concession, crossing the allowance for highway between the tenth and eleventh concessions, and between lots numbers eleven and twelve in the tenth concession, to the centre of the said tenth concession; thence, through the centre of the said tenth concession, crossing the Grand River, to the place of beginning.”

2nd. *Oshawa*.—To consist of all that part of this Province situate within the East Riding of the County of York, in Upper Canada, and lying within the following limits, that is to say: “Comprised within the limits or boundaries of lots numbers nine, ten, eleven and twelve, in the first concession; and lots numbers nine, ten, eleven and twelve, in the second concession of the Township of Whitby, in the said East Riding, together with the allowance for road between the said four first mentioned and the said four last mentioned lots.”

3rd. *Paris*.—To consist of all that part of this Province heretofore situate partly in the County of Waterloo and partly in the County of Wentworth, in Upper Canada, and lying within the following limits, that is to say: “Comprised within the limits or boundaries of the southerly halves of lots numbers twenty-nine and thirty, and the south-easterly quarter of lot number thirty-one, in the first concession of the Township of Dumfries, in the County of Waterloo; and all that portion of the Gore of Dumfries, in the said County, lying immediately in front of the above mentioned parts of lots, and extending ten chains eastward of the same, including Dundas Street, in front of the said Gore; also the northerly three fourths of lot number twelve, and all that part of lots numbers thirteen and fourteen, on the westerly side of the Grand River, in the first concession of the Township of Brantford, in the County of Wentworth.”

[*The Proclamation declares the whole of the Village of Paris, according to the foregoing limits, to be annexed to the County of Wentworth.*]

4th. *Richmond*.—To consist of all that part of this Province situate in the County of Carleton, in Upper Canada, and lying within the following limits, that is to say: “Comprised within the Village Lots and Ten Acre Park Lots, adjoining the Village, as laid down in the Office of the Commissioner of Crown Lands, and which is composed of lots numbers twenty-two, twenty-three, twenty-four and twenty-five, in the second, third and fourth concessions of the Township of Goulburn, in the said County of Carleton, and all allowances for road between such lots.”

GALT.

OSHAWA.

PARIS.

RICHMOND.

Village boundaries.

CHIPPEWA.

[ESTABLISHED BY PROCLAMATION, DATED 29TH SEPTEMBER, 1849.]

5th. *Chippewa*.—To consist of all that part of this Province situate within the County of Welland, in Upper Canada, and lying within the following limits, that is to say: “Commencing at the Niagara River, in the Township of Stamford, at a point in a direct easterly line with the stake and ridered rail-fence, immediately north of the Episcopal Church; thence westerly to a point ten chains west of Pell’s Creek, in the Township of Stamford, always keeping an equal distance from the River Welland with the said rail-fence; thence southerly crossing the River Welland to the west side of the Sodom Road, in the Township of Wil-loughby, at the west angle of the said road with Lyon’s Creek Road, thence southerly along the said Sodom Road twenty chains; thence easterly parallel with the River Welland to the Niagara River, always keeping at the distance of twenty chains from the said River Welland; thence along the margin of the said River Niagara, passing the River Welland at its mouth, to the place of beginning.”

THOROLD.

6th. *Thorold*.—To consist of all that part of this Province situate within the County of Welland, in Upper Canada, and lying within the following limits, that is to say: “Commencing at the Township Line between Grantham and Thorold, at the north-east angle of lot number eight; thence south until it intersects the road leading from Queenston to the Beaver Dams, at Mistress Wormers; thence along the said road westerly crossing the Swing Bridge and Canal, until it intersects Pine Street; thence north along said Street to the Concession Line at the north end of lot number thirty; thence west along said concession to the line between lots numbers seventeen and eighteen to Mile Street, passing the Roman Catholic Church; thence along said Mile Street west to the road leading from St. Catharines to the Beaver Dams; thence north along said road to the said Town Line between Grantham and Thorold; thence along said Town Line to the place of beginning.”

## DIVISION OF COUNTIES,

UPPER CANADA.

ACT 12 VIC., CAP. 78.

*An Act for abolishing the Territorial Division of Upper Canada into Districts, and for providing for temporary Unions of Counties for Judicial and other purposes, and for the future dissolution of such Unions, as the increase of wealth and population may require.*

[30th May, 1849.]

Preamble.

WHEREAS by reason of the subdivision of Districts in that part of this Province called Upper Canada, the boundaries thereof have, in many cases, become identical with the boundaries of Counties, and there being no longer any sufficient reason for continuing such territorial division in that part of the Province, it is expedient to abolish the same, and, following in this particular the Mother Country, to retain only the name of County as a territorial division for judicial as well as all other purposes, providing at the same time for temporary Unions of Counties for judicial and other purposes, and the future dissolution of such Unions as the increase of wealth and population may from time to time require: Be it therefore enacted by the Queen’s Most Excellent Majesty, by and

with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower-Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That this Act shall come into and be in operation upon, from and after the first day of January, in the year of our Lord, one thousand eight hundred and fifty.

Commencement of this Act.

### I. ABOLITION OF DISTRICT DIVISIONS.

II. And be it enacted, That the division of that part of this Province called Upper Canada, into Districts for judicial and other purposes, shall be and the same is hereby abolished.

Districts abolished.

III. And be it enacted, That the Courts, Court Houses and Gaols, heretofore called District Courts, Court Houses and Gaols, shall from henceforth be called County Courts, Court Houses and Gaols, and the District Grammar Schools, County Grammar Schools, and all and singular the Offices and Officers now appertaining to the said Districts shall henceforth belong and appertain to the said Counties respectively, and whenever the said Offices or Officers have the title or denomination of Offices or Officers, of or for the District, they shall henceforth have the title or denomination of Offices or Officers of or for the County; and all laws at present in force, or during the present Session of Parliament made or to be made applicable to the said division of territory by the name of Districts, or the Courts, Offices or other Institutions thereof, shall be applied to and have the same operation and effect upon the said Counties and their respective Courts, Offices and other Institutions, as Counties.

District Courts, &c., to become County Courts, &c.

IV. And be it enacted, That the Courts of Assize and Nisi Prius, and Oyer and Terminer, Gaol Delivery, Sessions of the Peace and District Courts, shall be held in and for the said Counties, as such Courts are now held for the different districts in Upper-Canada, and that the name County shall be used in designating such Courts, and also in all legal proceedings where the name District is now, or by any Act passed or to be passed during the present Session of Parliament, shall be used.

Laws applicable to Districts to apply to Counties.

### II. UNIONS OF COUNTIES FOR JUDICIAL AND OTHER PURPOSES.

V. And be it enacted, That the Counties mentioned in the Schedule to this Act annexed, marked A, shall, for all judicial and municipal purposes, and for all other purposes whatsoever, except for the purpose of Representation in the Provincial Parliament, and that of the Registration of Titles, be formed into Unions as in the said Schedule particularly set forth, and each of such Unions under the name of the United Counties of *(naming them)* shall for all such purposes (except as before excepted) have all Courts, Offices and Institutions established by law and now pertaining to Districts, or which by any Act passed or to be passed during the present or any future Session of Parliament, shall or may be established for Counties in common between them, so long as such Counties shall remain so united as herein provided.

Certain Counties to be united for purposes other than Representation and Registration of Titles, &c., in common.

VI. And be it enacted, That the County property of all such United Counties shall, so long as such Counties remain united, be the common property of such United Counties, in whichever of such Counties the same may be situated.

As to property of United Counties.

Mode of describing any United County in laying a Venue.

VII. And be it enacted, That in laying the Venue in any judicial proceeding in which the same may be necessary in any County which may be so united to any other County, or Counties as hereinbefore provided, the same shall be laid in such County by name describing it, as one of the United Counties of *and* *(naming them)*, and for the trial of any issue, or for the assessment of damages, in the course of any such judicial proceeding, when such issue shall be tried or such damages assessed by Jury, the Jury shall be summoned from the body of the United Counties, as if the same were one County.

Laws relative to Districts to apply to Unions of Counties.

VIII. And be it enacted, That during the continuance of any such Unions of Counties, all Laws now existing and applicable to Districts, and all Laws hereafter to be made, whether during the present or any future Session of Parliament, and applicable to Counties generally in relation to any matter whatsoever, except only Representation in the Provincial Parliament, and Registration of Titles, shall, to all intents and purposes whatsoever, apply to every such Union of Counties, as if such Union formed but one County.

### III. DISSOLUTION OF UNIONS OF COUNTIES.

Which shall be called the Senior County.

IX. And be it enacted, That in all the Unions of Counties provided for by the fifth Section of this Act, the County within the limits of which the Court House and Gaol, heretofore the District Court House and Gaol shall be situated, shall be deemed the Senior County of such Union, and the other County or Counties, the Junior County or Counties thereof.

Townreeves of a Junior County may be made the Provisional Council of the County, provided certain conditions be complied with.

X. And be it enacted, That so soon as by the census taken according to any Act of Parliament now in force, or hereafter to be in force, for taking a census of the inhabitants of this Province, or of that part of it called Upper-Canada, it shall appear that any Junior County of any such Union of Counties, as is provided for by the said fifth Section of this Act, contains a population of not less than fifteen thousand souls, it shall and may be lawful for the Governor of this Province, by an Order in Council upon the Petition of two-thirds or more of the Townreeves for the time being of such Junior County, if he shall deem the circumstances of such Junior County such as to call for a separate establishment of Courts, and other County Institutions, to issue a Proclamation under the Great Seal of this Province setting forth the same, naming a place within such Junior County for a County Town, and erecting the Townreeves for such Junior County, then elected or thereafter to be elected for the same, into a Provisional Municipal Council for such Junior County, and declaring such Municipal Council a Provisional Municipal Council, under the authority of this Act, until the dissolution of such Union of Counties as provided for by this Act: Provided always, nevertheless, firstly, that no such petition shall be presented or acted upon, unless adopted and signed by such two-thirds, in the month of February after their election or appointment, nor until a resolution declaratory of the expediency of presenting such petition shall have been adopted by a majority of such Townreeves for the time being, present at two several meetings to be called for that purpose, by a majority of such Townreeves for the time being, the one to be held some time in the month of February, in the year next but one preceding that in which such petition shall have been so adopted and signed, and the other in the month of February in the year next preceding such last mentioned year: Provided also, secondly, that every such Provisional Municipal Council shall, from time to time, and at all times during its continuance as such, consist of the Townreeves for the several Townships, Villages and Towns in such Junior County.

Proviso: Petition must be adopted by two thirds of the Townreeves after being adopted at two yearly meetings.

Of whom the Provisional Council shall consist.

Provisional Council may

XI. And be it enacted, That every Provisional Municipal Council erected by Proclamation as aforesaid, shall have all the powers in, over

and with respect to such Junior County as are now by Law vested, or as hereafter may by Law be vested in the different Municipal Councils in Upper-Canada, so far as the same shall or may be requisite, for the purchase or procuring of the necessary property on which to erect a Court House and Gaol,—for the erection of such Court House and Gaol,—and for raising, levying and collecting the necessary moneys to defray the expenses of the same, and for remunerating the Provisional Officers employed or to be employed in or about the same: Provided always, that nothing herein contained shall extend or be construed to extend in any way to interfere with the powers of the Municipal Council of such Union, but all moneys to be raised by such Provisional Municipal Council as aforesaid, shall be independent of, and in addition to, any moneys that may be directed to be raised by the Municipal Council of such Union, under the powers in them vested or to be vested by Law.

purchase property for Court Houses and Gaols, and raise money for that purpose.

Proviso as to powers of the Council of the Union.

XII. And be it enacted, That every such Provisional Municipal Council shall have power in their discretion to appoint a Provisional Warden, a Provisional Treasurer, and such other Provisional Officers for such County as they may deem necessary for the purchase or procuring of such property,—the erection of such Court House and Gaol—the safe keeping of such moneys,—and the protection and preservation of such property when thus acquired; which Provisional Warden, Treasurer and other Provisional Officers shall hold their offices during the pleasure of such Provisional Municipal Council.

Provisional Officers may be appointed for such purpose.

XIII. And be it enacted, That every such Provisional Municipal Council shall be a Body Corporate by the name of the Provisional Municipal Council of the County of *(naming it,)* and as such, shall have all Corporate powers necessary for the purpose of carrying into effect the object of their erection into such Provisional Municipal Council as herein provided, and none other.

Provisional Council to be a Corporation.

XIV. And be it enacted, That all moneys directed to be assessed, levied and collected upon such Junior County by any By-law of such Provisional Municipal Council, shall be assessed, levied and collected by the same persons and in the same manner as the moneys directed to be assessed, levied and collected by the Municipal Council of the Union to which such County shall belong, and shall be paid over by the Collector thereof to the Provisional Treasurer of such Junior County in the like manner as other moneys are payable over to the Treasurer of such Union: Provided always, firstly, that every Collector of such moneys shall be entitled to deduct and apply to his own use, for the trouble and responsibility of such collection, a sum equal to two and a half per centum upon the moneys paid over by him to such Provisional Treasurer as aforesaid, and no more: Provided also, secondly, that the moneys so collected shall in law and equity be deemed and taken to be moneys collected for such Union, so far as to charge every such Collector with the same, and to render him and his sureties responsible to such Union for such moneys: And provided also, thirdly, that all such moneys recovered or received by any such Union from any such Collector or his sureties, shall, after deducting the expenses of collection, be accounted for to such Junior County, and paid over to the Provisional or other Treasurer thereof, so soon as the same shall be received.

How moneys directed to be raised shall be levied, &c.

Proviso : per centage to Collector.

Proviso : Collectors liable as for moneys of the Union.

Moneys to be accounted for to Junior County.

XV. And be it enacted, That so soon as any such Provisional Municipal Council for any such Junior County as aforesaid, shall have purchased or procured the necessary property, at the County Town of such County, and erected thereon suitable buildings for the purposes of a Court House and Gaol, adapted to the wants of such County, and in conformity with any statutory, or other rules or regulations in force respecting such buildings generally in Upper-Canada, it shall and may be

Junior County and Union to make agreement as to debt.

lawful for such Provisional Municipal Council to enter into an agreement with the Municipal Council of the Union to which such Junior County shall belong, for the adjustment and settlement of the proportion, if any, of any debt due by such Union, and which it may be just that such Junior County, on its being disunited from such Union, should take upon itself, with the time or times of payment thereof; and every such agreement, so entered into, shall, both in law and equity, be and continue to be binding upon such Junior County, and upon the County or Counties from which it shall be disunited: Provided always, firstly, that none of the Members of the Municipal Council of such Union, who shall also be Members of the Provisional Municipal Council of such Junior County, shall take any part or give any vote in the Municipal Council of such Union, on any question or matter touching or concerning such agreement or any proposal connected with the same: Provided also, secondly, that in default of the said Municipal Councils entering into any such agreement, the proportion of such debt, to be assumed by such Junior County shall be settled by the award of three Arbitrators, or the majority of them, to be appointed so soon as such property shall have been purchased or procured, and such Court House and Gaol erected, as follows, that is to say, one by the Municipal Council of such Senior County or Union of Counties, and the other by the Provisional Municipal Council of such Junior County, and the third by such two Arbitrators thus appointed: or in the event of such two Arbitrators omitting to appoint such third Arbitrator within ten days next after their own appointment, then by the Governor of this Province in Council: Provided also, thirdly, that in case either such Municipal Council or such Provisional Municipal Council, shall omit for one calendar month after they shall have been called upon for that purpose by the other of such Councils, to appoint an Arbitrator on their part as above provided, it shall and may be lawful for the Governor in Council to appoint an Arbitrator on the part and behalf of such Municipal Council, or Provisional Municipal Council so neglecting or omitting to appoint such Arbitrator, who shall, in such case, have all the same powers as if he had been appointed by such Municipal Council, or Provisional Municipal Council, as the case may be: And provided also, fourthly, that every such submission and award shall be subject to the jurisdiction of Her Majesty's Court of Queen's Bench for Upper Canada, in like manner as if the same were by bond with an agreement therein, that such submission might be made a Rule of that Court: And provided also, fifthly, that the portion, if any, of such debt so agreed upon or settled, shall be a debt due from such Junior County to the County or Counties from which it shall have been disunited, and shall bear legal interest from the day on which the Union shall be actually dissolved, as hereinafter provided: and its payment shall be provided for by the Municipal Council of such Junior County, after the dissolution of such Union, in like manner as is or shall be required by law, with respect to other debts due by such Municipal Council, in common with others, and in default thereof, may be sued for and recovered as any of such other debts.

Third Arbitrator  
how appointed.

Proviso: Governor in Council to appoint an Arbitrator in default of either Council.

Award to be subject to jurisdiction of Queen's Bench.

Settled portion as due by Junior County to bear interest and be provided for as other debts.

Assessments for the year of separation to belong to the Union.

Appointment of Sheriff, Judges, Justices, &c., in the Junior County after separation.

XVI. And be it enacted, That all assessments imposed by the Municipal Council of any such Union, for the Calendar year in which any Proclamation for disuniting any Junior County from such Union shall issue, as hereinafter mentioned, shall belong to such Union, and shall be collected, accounted for, and paid over accordingly.

XVII. And be it enacted, That so soon as may be after such Provisional Municipal Council shall make it appear, to the satisfaction of the Governor of this Province in Council, that such property has been purchased or procured, and such Court House and Gaol erected, and the proportion of the said debt (if any) to be assumed by such Junior County

shall have been adjusted or settled as aforesaid, a Judge, a Surrogate, a Sheriff, at least one Coroner, a Clerk of the Peace, and, at least, twelve Justices of the Peace, shall be appointed for such Junior County, with a proviso in the Commissions appointing them respectively, that such Commissions respectively shall not take effect or be in force until the day on which such Counties shall be disunited, as hereinafter provided: Provided always, nevertheless, that the sureties to be given by such Sheriff, as required by the Act of the Parliament of the late Province of Upper-Canada, passed in the third year of the Reign of His late Majesty King William the Fourth, numbered chapter eight, and intituled, *An Act to make certain regulations relating to the office of Sheriff in this Province, and to require the several Sheriffs of this Province to give security for the due fulfilment of the duties of their office*, and the affidavit of his qualification in respect of property required by the same Act, shall not be required to be entered into, made, or given, by any such Sheriff so appointed, within the time specified in that Act, but shall be entered into, and made and given within the first six calendar months next after the Commission of such Sheriff shall take effect as aforesaid, and in default of the same being duly entered into, made and given, within such six months, such Sheriff shall, *ipso facto*, forfeit his office.

Proviso as to the security to be given by the Sheriff under Act of U. C. 3. W. 4 c. 8.

XVIII. And be it enacted, That so soon as such appointments shall be so made as aforesaid, it shall and may be lawful for the Governor of this Province in Council, by Proclamation under the Great Seal thereof, to declare such Junior County disunited from such Union, upon, from and after the first day of January which shall occur next after three calendar months after the *teste* of such Proclamation, and such Junior County shall, upon, from and after such first day of January, to be so named in the said Proclamation, as aforesaid, be, to all intents and purposes whatsoever, disunited from such Union, and if such Union shall have consisted of only two Counties, such Union shall, upon, from and after such first day of January, be absolutely dissolved; and if of more than two Counties, the remaining Counties shall remain united, and thereupon the said Provisional Municipal Council of such Junior County shall, upon, from and after such day, lapse and be absolutely dissolved, and none of the Courts or Officers of the Senior County, or of the Union, shall, as such, have any jurisdiction or authority whatsoever in or over the said County so disunited from such Union, as aforesaid; any thing in their respective Commissions, or in any Act of Parliament, either of this Province or the late Province of Upper-Canada, to the contrary notwithstanding.

On 1st January next after the end of two months from the date of a Proclamation to be issued in that behalf, the Union shall be dissolved, &c.

XIX. And be it enacted, That upon the disuniting any such Junior County from any such Union, there shall be a separate Registry of Titles for such County as for other Counties generally in Upper-Canada.

As to remaining Counties if the Union was of more than two.

XX. And be it enacted, That upon the disuniting any such Junior County from any such Union, all the Public Property of such Union not situate, lying and being within such Junior County, shall, *ipso facto*, become the sole property of, and be thereupon vested in the remaining County or Counties of such Union, and all the public property of such Union situate, lying and being within the limits of such Junior County, shall, *ipso facto*, become the sole property of and be thereupon vested in such Junior County.

Separate Registry of deeds for Junior Counties

Property of the Union in either County to become the property of that County.

XXI. And be it enacted, That all Actions, Informations and Indictments, pending at the time so appointed by Proclamation for the disuniting such Junior County from such Union, shall be tried in the Senior County, unless by order of the Court in which the same shall be pending in Term time, or of some Judge thereof in vacation, the Venue therein shall be changed to the Junior County, which change every such Court

Provisions as to actions, &c., pending at the dissolution of any Union.

or Judge, is hereby authorized to grant and direct, either on the consent of parties, or in their or his discretion, on hearing such parties to the point by affidavit or otherwise.

Proceedings if the Venue be changed.

Laws applicable to Gaols and Court Houses to become applicable to those in the Junior County, &c.

Certain Counties to consist of all the Townships within their area for all purposes.

Oneida and Seneca attached to Wentworth for certain purposes.

Rainham and Walpole attached to Norfolk for certain purposes.

How certain Counties are to be formed for all purposes.

Proviso.

How Cities are to be formed for purposes of Representation.

XXII. And be it enacted, That upon any such change of Venue, the records and papers of every such Action, Information and Indictment shall, when necessary, be transmitted to the proper Offices of such Junior County.

XXIII. And be it enacted, That all and every the Rules and Regulations, provisions matters and things contained in any Act or Acts of the Parliament of this Province, or of the Parliament of the late Province of Upper-Canada, for the Regulation of or relating to Court Houses and Gaols, or either of them, which shall be in force and operation at the time so appointed by Proclamation for disuniting such Junior County from such Union as aforesaid, shall be and are hereby extended to the Court House and Gaol of such County so disunited as aforesaid, and the said Courts of Assize, Nisi Prius, Oyer and Terminer, Gaol Delivery, Sessions of the Peace, County, Surrogate, and every other Court of the said Junior County required to be held at a certain place, shall be commenced, and from time to time held at the Court House so erected and declared to be the Court House of such County by such Proclamation as aforesaid, or any other that may be lawfully substituted for the same.

XXIV. And whereas the Counties mentioned in the Schedule to this Act annexed marked C. comprehend one area of territory for some purposes, and another and different area for other purposes: And whereas such diversities are inconvenient and should be discontinued—Be it enacted, That the several Counties mentioned in the said Schedule marked C, shall, as well for the purposes of Representation, and the Registration of Titles, as for Judicial, Municipal, and all other purposes whatsoever, consist of and include the Townships and places mentioned as lying therein, the said Schedule C, and such other Townships and places as from time to time may hereafter be attached thereto according to Law.

XXV. And be it enacted, That for judicial purposes only, the Townships of Oneida and Seneca shall remain attached to and form part of the County of Wentworth so long as the County of Haldimand shall remain united to the County of Lincoln, and no longer.

XXVI. And be it enacted, That for judicial purposes only, the Townships of Rainham and Walpole shall remain attached to and form part of the County of Norfolk so long as the County of Haldimand shall remain united to the County of Lincoln, and no longer.

XXVII. And be it enacted, That the several Counties in Upper-Canada not mentioned in the Schedule to this Act annexed marked C, shall, as well for the purpose of Representation and the Registration of Titles, as for Judicial, Municipal and all other purposes whatsoever, consist of and include the several Townships, Villages, Towns and places of which for the purpose of Representation, such Counties are now by Law declared to consist, and such other Townships and Places as from time to time may hereafter be attached thereto according to Law: Provided always nevertheless, that nothing in this Section contained shall interfere, or be construed to interfere, with the union of certain of such Counties for the purposes of Representation in Parliament as hereinafter mentioned.

XXVIII. And be it enacted, That for the purposes of Representation in the Provincial Parliament, the City of Toronto and the Liberties thereof shall form no part of the County of York; the City of Kingston and the Liberties thereof, no part of the County of Frontenac; and the

City of Hamilton and the Liberties thereof, no part of the County of Wentworth; and the Towns of Niagara, Cornwall, Brockville, London and Bytown, no part of the respective Counties of Lincoln, Stormont, Leeds, Middlesex, or Carleton, within the bounds of which such Towns are respectively situated.

XXIX. And be it enacted, That the Cities of Toronto, Kingston and Hamilton, with their respective Liberties, shall for all Judicial purposes except as hereinafter excepted, be united to the following Counties respectively, that is to say: the said City of Toronto and the Liberties thereof to the County of York; the said City of Kingston and the Liberties thereof to the County of Frontenac; and the said City of Hamilton and the Liberties thereof to the County of Wentworth; excepting always nevertheless, as respects such Cities and the Liberties thereof, such Judicial Powers and Provisions as are comprehended in the respective Legislative Charters of such Cities respectively, or such powers and provisions as may be so comprehended in any Act or Acts for amending those Charters or any of them, or in any general Act for that purpose applicable to the whole of such Cities in general, or in any other Act or Acts applicable to them, or any of them in particular.

Toronto, Kingston and Hamilton, united to their counties for Judicial purposes.

Exceptions.

#### IV. MISCELLANEOUS AND TEMPORARY PROVISIONS.

XXX. And be it enacted, That the Townreeves of the different Townships, Unions of Townships, Villages and Towns in the Counties of Kent and Lambton, shall form a Provisional Municipal Council for such Counties as United Counties, and such Provisional Municipal Council shall, with respect to such Counties, have, possess and exercise all and singular the rights, powers, privileges and duties hereby conferred, granted or imposed upon Provisional Municipal Councils generally, erected by Proclamation under the authority of this Act, and also all such powers as by an Act of the Parliament of this Province, passed in the Session held in the tenth and eleventh years of Her Majesty's Reign, intituled, *An Act to divide the Western District of the Province of Canada, and for other purposes therein mentioned*, were conferred upon the Township Councillors of the different Townships of the said Counties; and such Provisional Municipal Council shall be charged with and liable to any debt that may have been contracted by competent authority on behalf of the District by that Act intended to be erected; and the Municipal Corporation of such United Counties, both Provisional and Permanent, shall and they are hereby required to provide for the payment of every such debt, and in default of their doing so, the same shall and may be sued for, recovered and levied by rate or otherwise, as in the case of debts of any other Municipal Corporation in Upper Canada.

Provision as to the United Counties of Lambton and Kent.

Act 10 & 11 V. c. 39.

XXXI. And be it enacted, That so soon as the Court House and Gaol, now in course of being erected under the authority of the said Act of Parliament last mentioned, shall have been completed, according to the provisions of the said Act, and the other provisions of the fifteenth Section of this Act, shall have been complied with by the said United Counties of Kent and Lambton, it shall and may be lawful for the Governor of this Province in Council to issue a Proclamation, dissolving the Union between the said United Counties of Kent and Lambton and the County of Essex, and from thenceforth the said United Counties of Kent and Lambton shall form a Union of Counties, and all the provisions of this Act applicable to Unions of Counties in general shall be applicable to such Union to all intents and purposes, as if such United Counties were set forth as such in the Schedule to this Act annexed marked A.

Further provision in regard to the United Counties of Kent and Lambton.

Provision as to pending actions and other proceedings in the present Districts.

XXXII. And be it enacted, That all actions, informations, indictments, inquisitions and other proceedings, of what nature or kind soever, whether of a judicial or any other character, now pending in the several Districts in Upper-Canada, shall from henceforth be deemed and taken to all intents and purposes whatsoever, to be pending in the Counties or Unions of Counties, to which they are respectively transferred, as respectively set forth in the Schedule to this Act annexed marked B, as if the same had been originally instituted and proceeded with in such Counties or Unions of Counties respectively, and the different Courts, Officers and other Authorities in which or before whom the same shall be respectively pending, shall take such order respecting the same as may be necessary or expedient for the proper disposition of the same, according to law, without prejudice to the parties interested or affected, or any of them, from the abolition of such Division into Districts, and the establishment of a Division into Counties in lieu thereof, as herein provided.

Recital.

XXXIII. And whereas divers of the inhabitants of each of the two Counties of Haldimand and Welland, the Junior Counties of the United Counties of Lincoln, Haldimand and Welland, have petitioned Parliament to be set apart for judicial and other purposes, and the sense of the said two Counties respectively being in favour of such separation, and their wealth and population being sufficient to entitle them to the same, according to the provisions of this Act, for the dissolution of such Unions, it appears expedient that provision should be at once made for enabling such two Counties, or either of them, to procure such separation so soon as they shall have made the necessary preparations for that purpose: Be it therefore enacted, That the Townreeves of the different Townships, Unions of Townships, Villages and Towns in each of the said two Counties of Haldimand and Welland, shall form a Provisional Municipal Council for each of such Counties respectively; And each of such Provisional Municipal Councils shall, with respect to their respective Counties, have, possess and exercise all and singular the rights, powers, privileges and duties hereby conferred, granted or imposed upon Provisional Municipal Councils generally erected by Proclamation, under the authority of this Act, and each of such Provisional Municipal Councils shall and may, so soon as they shall think fit so to do, proceed to determine the place in such County for the County Town thereof, and to purchase the necessary property thereat, and to erect the necessary public buildings upon such property.

Townreeves in each of the counties of Haldimand and Welland to be a Provisional Council, &c.

Provision respecting the Union of the counties of Lincoln, Haldimand and Welland.

XXXIV. And be it enacted, That so soon as the Court House and Gaol of either of such two Counties shall have been erected and completed at the County Town of such County, according to the provisions of the fifteenth section of this Act, and the other provisions of the said fifteenth section shall have been complied with by such County, it shall and may be lawful for the Governor of this Province in Council, to issue a Proclamation dissolving the Union between such County and the United Counties of Lincoln, Haldimand and Welland, or, if one of such Counties shall have been then already separated by Proclamation from such Union, then dissolving the Union between such County and the said County of Lincoln, and from the date of such Proclamation dissolving the Union between either of such Counties and the other two Counties belonging to such Union, the remaining County shall, with the said County of Lincoln, form a Union of Counties until the Union between the other of such Counties and the said County of Lincoln shall in like manner be dissolved, and from the separation of either of such two Counties from the said United Counties of Lincoln, Haldimand and Welland, the said County of Lincoln and the other of such two Counties shall form a Union of Counties under this Act, until the separation of such two

last mentioned Counties as herein provided ; and all the provisions of this Act applicable to Unions of Counties in general, shall be applicable to such Union, to all intents and purposes, as if the said County of Lincoln and such other County had been set forth as such, in the Schedule to this Act annexed marked A.

XXXV. And be it enacted, That all the public property, both real and personal, of the several Districts in Upper-Canada, shall become the property of, and the same is hereby conveyed and transferred to and vested in the Municipal Corporations of the several Counties and Unions of Counties, to which respectively the judicial and other proceedings pending in such Districts respectively, are transferred by the thirtieth Section of this Act, as set forth in the said Schedule to this Act, annexed marked B.

XXXVI. And be it enacted, That all Acts and parts of Acts and provisions of Law of what nature or kind soever, in force in that part of this Province called Upper Canada, or any part thereof, immediately before the time this Act shall come into force, which shall be inconsistent with or contradictory to this Act, or any part thereof, or which make any provision in any matter provided for by this Act, other than such as is hereby made in such matter, shall, so far as the same shall be inconsistent with the provisions of this Act or any of them, be, and the same is hereby so far repealed to all intents and purposes whatsoever.

XXXVII. And be it enacted, That Her Majesty's Justices of the Peace, and other persons holding Commission or Office, or bearing lawful authority, in the different Districts in Upper-Canada, from which judicial and other proceedings are by this Act transferred to the several Counties and Unions of Counties in the same, as set forth in the Schedule to this Act annexed marked B, shall continue to hold, enjoy and exercise the like Commission, Office, Authority, Power and Jurisdiction, within the County or Union of Counties respectively, to which such judicial and other proceedings are hereby respectively transferred as in the said Schedule set forth, respectively, to all intents and purposes whatsoever, as if their respective Commissions or other authorities were expressed to be for such County or Union of Counties, instead of for such District respectively.

XXXVIII. And be it enacted, That this Act may be amended, altered or repealed by any Act to be passed in this present Session of Parliament.

Property of  
Districts trans-  
ferred to Coun-  
ties and Unions.

Acts, &c., in-  
consistent with  
this Act  
repeated.

Who shall be  
Justices of the  
Peace in  
Counties and  
Unions.

Act may be  
amended this  
Session.

## S C H E D U L E A.

Schedule A.

### *Counties of Upper-Canada united for Judicial and other purposes.*

The United Counties of—

1. Essex and Kent.
2. Frontenac, Lennox and Addington.
3. Lanark and Renfrew.
4. Leeds and Grenville.
5. Lincoln, Haldimand and Welland.
6. Northumberland and Durham.
7. Prescott and Russell.
8. Stormont, Dundas and Glengarry.
9. Wentworth and Halton.

## DIVISION OF COUNTIES.

Schedule B.

## S C H E D U L E B.

*Counties and Unions of Counties in Upper-Canada, to which Judicial and other proceedings of the late Districts are transferred respectively under this Act:*

To,

1. Carleton.....	those of the Dalhousie District.
2. Essex and Kent.....	" Western "
3. Frontenac, Lennox and Addington.	" Midland "
4. Hastings .....	" Victoria "
5. Huron .....	" Huron "
6. Lanark and Renfrew.....	" Bathurst "
7. Leeds and Grenville.....	" Johnstown "
8. Lincoln, Haldimand and Welland.	" Niagara "
9. Middlesex.....	" London "
10. Norfolk.....	" Talbot "
11. Northumberland and Durham.....	" Newcastle "
12. Oxford .....	" Brock "
13. Peterborough.....	" Colborne "
14. Prescott and Russell.....	" Ottawa "
15. Prince Edward.....	" Prince Edward "
16. Simcoe.....	" Simcoe "
17. Stormont, Dundas and Glengarry..	" Eastern "
18. Waterloo.....	" Wellington "
19. Wentworth and Halton.....	" Gore "
20. York .....	" Home "

## S C H E D U L E C.

*Counties in Upper-Canada which henceforth shall, for all purposes, include and consist of the Townships and places therein mentioned.*

1. Haldimand, which shall include and consist of the Townships of Canboro, Cayuga, Dunn, Moulton, Oneida, Rainham, Seneca, Sherbrooke, and Walpole.
2. Halton, which shall include and consist of the Townships of Beverley, Dumfries, Esquesing, East Flamborough, West Flamborough, Nassagaweya, Nelson and Trafalgar.
3. Norfolk, which shall include and consist of the Townships of Charlotteville, Houghton, Middleton, Townsend, Woodhouse, Windham, Walsingham and Long Pointe, and Ryerson's Island in Lake Erie.
4. Waterloo, which shall include and consist of the Townships of Arthur, Amaranth, Bentinck, Derby, Eramosa, Egremont, Erin, Guelph, Glenelg, Garrafaxa, Holland, Luther, Mornington, Minto, Maryborough, Melancton, Normanby, Nichol, Peel, Proton, Puslinch, Sydenham, Sullivan, Waterloo, Wilmot, Woolwich and Wellesley.
5. Wentworth, which shall include and consist of the Townships of Ancaster, Brantford, Binbrook, Barton, Glandford, Onondago, Saltfleet and Tuscarora.

# ESSEX, KENT AND LAMBTON.

A C T 12 V I C., C A P. 79.

*An Act to supply certain necessary Legislative provisions not included in certain Acts therein mentioned.*

[30th May, 1849.]

WHEREAS an Act of the Parliament of this Province was passed in this Session of Parliament held in the tenth and eleventh years of Her Majesty's Reign, chaptered thirty-nine, and intituled, *An Act to divide the Western District of the Province of Canada, and for other purposes therein mentioned*, and which Act is referred to and further provision made with respect to the territory to which the same applies by a certain other Act of the Parliament of this Province, passed in the present Session thereof, intituled, *An Act for abolishing the Territorial Division of Upper-Canada into Districts, and for providing for temporary Unions of Counties for Judicial and other purposes, and for the future dissolutions of such Unions, as the increase of wealth and population may require*; And whereas by the former of the said Acts provision was made for the erection of a new District, which description of territorial division is by the latter of such Acts abolished; And whereas, while the said last mentioned Act treats the area of territory which by the first mentioned Act was embraced in such new District as containing two separate counties under the names of Kent and Lambton, respectively, the Townships of which such Counties respectively consist are not specifically declared by either of the said Acts, and it is therefore expedient that such omission should be supplied: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower-Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That for the purpose of the said last mentioned Act, and for all other purposes whatsoever, the said County of Kent shall from henceforth include and consist of the Townships of Camden, Chatham, East Dover, West Dover, Harwich, Howard, Orford, Raleigh, Romney, East Tilbury, West Tilbury and Zone, and that the said County of Lambton shall from henceforth include and consist of the Townships of Brooke, Dawn, Bosanquet, Enniskillen, Euphemia, Moore, Plympton, Sarnia, Sombra, and Warwick; and this provision with respect to the said Counties shall have the like effect to all intents and purposes whatsoever, as if the same had been inserted in either or both of the said Acts of Parliament: Provided always, nevertheless, firstly, that the said County of Lambton shall for the purpose of representation in the Legislative Assembly, continue united with the said County of Kent so as together to return one member to the said Legislative Assembly, as the territory of which such Counties consist doth at present; And provided also, secondly, that the said Counties of Kent and Lambton and the County of Essex shall form a Union of Counties, to be known as the United Counties of Essex, Kent and Lambton, until such Union shall be dissolved by Proclamation as provided by the said last mentioned Act of Parliament, or otherwise as hereinafter provided, and all the provisions of the said last mentioned Act of Parliament, applicable to Unions of Counties in general, shall be

Preamble.

10 and 11 Vict.  
c. 39.

County Substi-  
tution Act of this  
Session.

Of what Town-  
ships Kent and  
Lambton res-  
pectively shall  
consist.

Proviso as to  
representation.

Proviso as to  
the temporary  
Union of Kent,  
Essex and  
Lambton, for  
certain purposes.

applicable to such Union to all intents and purposes as if the same had been inserted in the said last mentioned Act of Parliament and the Schedules thereto annexed, under the name of the United Counties of Essex, Kent and Lambton as aforesaid, instead of under that of the United Counties of Essex and Kent.

Parts of Dawn,  
Sombra and  
Zone detached  
from the said  
Townships.

New Township  
constituted.

Certain provi-  
sions of the  
County substi-  
tution Act ex-  
tended to the  
Union of Kent,  
Essex and  
Lambton.

Proviso as to  
certain pro-  
visions of 10 and  
11 Vict., c. 39.

Recital.

On what applica-  
tion the Union  
between Lamb-  
ton and the other  
Counties may be  
dissolved.

Proviso.

II. And be it enacted, That as well for the purposes of this Act and the said other Acts of Parliament hereinbefore mentioned and referred to, as for all other purposes whatsoever, so much of the said Township of Dawn as lies to the south of the south main branch of the River Sydenham, sometimes known as Bear Creek, shall be detached from the said Township of Dawn, and by and under the name of the Gore of Camden, be attached to and henceforth form a part of the said Township of Camden ; that so much of the said Township of Sombra as lies to the south of the said south main branch of the said river shall be detached from the said Township of Sombra, and by and under the name of the North Gore of Chatham be attached to and henceforth form a part of the said Township of Chatham ; and that so much of the said Township of Zone as lies to the north of the northerly side line of lots numbers fifteen in the several concessions of the said Township of Zone, shall be detached from the said Township, and shall henceforth form a new Township by and under the name of the Township of Euphemia.

III. And be it enacted, That all the provisions of the thirty-third and thirty-fourth sections of the said last mentioned Act, making certain provisions with respect to the United Counties of Lincoln, Haldimand and Welland, shall extend and apply to the said United Counties of Essex, Kent and Lambton, and every of them, as if they and each of them had been mentioned in such sections and the said Schedules to the said Act annexed, respectively ; and all the provisions in the said last mentioned Act of Parliament providing for a Union of the said Counties of Kent and Lambton, apart from and irrespective of their Union with Essex, shall be and the same are hereby repealed : Provided always, nevertheless, that all such provisions as by the Act of the Parliament of this Province, passed in the Session held in the tenth and eleventh years of Her Majesty's Reign, intituled, *An Act to divide the Western District of the Province of Canada, and for other purposes therein mentioned*, were conferred upon the Township Councillors of the different Townships of the then County of Kent, shall be possessed by and vested in the Provisional Municipal Council of the said County of Kent as described in this Act ; and such Provisional Municipal Council shall be charged with and liable to any debt that may have been contracted by competent authority on behalf of the District by that Act intended to be erected ; and the Municipal Council of the said County of Kent as described in this Act, both Provisional and Permanent, shall and they are hereby required to provide for the payment of every such debt, and in default of their doing so, the same shall and may be sued for, recovered and levied by rate or otherwise as in the case of debts of any other Municipal Corporation in Upper-Canada.

IV. And whereas from the geographical position of the said County of Lambton it is expedient that provision be made for its separation from the said Union, without waiting till its population shall be such as is required by the tenth section of the said Act of this present Session providing for the dissolution of such Unions : Be it therefore enacted, That it shall and may be lawful for the Governor of this Province by an Order in Council, upon the Petition of two-thirds or more of the Townreeves of the said County of Lambton, to issue a Proclamation under the said tenth section of the said last mentioned Act : Provided always, nevertheless, that none of the restrictions in the second proviso to the said

tenth section of the said last mentioned Act shall extend or apply to the said Petition.

V. And be it enacted, That the term "Townreeves" in the said last mentioned Act, in this Act, and in all other Acts passed or to be passed wherein it refers or shall refer to the Municipal Council of any County or Union of Counties, or to those who compose the same, shall include and be construed to include the Deputy-Townreeves for the different localities of such County or Union of Counties, as well as the Townreeves for the same.

VI. And be it enacted, That on the dissolution of the Union between any County and any other County or Union of Counties in the manner provided for by the said last mentioned Act, a Registrar shall be appointed for the County so separated, and a Registry Office for the registry of deeds shall be kept in and for the same at the County Town thereof, in the same manner and under the same provisions as in other Counties in Upper-Canada: Provided always, nevertheless, that unless where such separate Registry Office is already established in any such County, there shall be but one Registrar and one Registry Office for each Union of Counties in Upper-Canada, so long as they shall continue united as aforesaid.

VII. And be it enacted, That this Act shall come into and be in operation upon, from and after the first day of January, one thousand eight hundred and fifty.

VIII. And be it enacted, That this Act may be amended, altered or repealed by any Act to be passed in this present Session of Parliament.

Word Town-  
reeves interpre-  
ted.

Proviso as to  
Registry offices  
in case of disso-  
lution of Unions.

Proviso.

Commencement  
of this Act.

Act may be  
amended.

## HURON, PERTH AND BRUCE.

A C T 12 V I C . , C A P . 96 .

*An Act to divide the District of Huron, in the Province of Canada, and for other purposes therein mentioned.*

[30th May, 1849.]

WHEREAS from the great extent of the District of Huron as at present constituted, and the consequent distance of some parts of it from the District Town, the inhabitants of those parts suffer great inconvenience; And whereas also, from the vastly increasing population and agricultural advancement thereof, it is expedient that the said District should be divided, and certain portions of the same should be set off and erected into new and separate Counties, to remain united to that of Huron until they shall be disunited under the provisions of the Act passed in the present Session, and intituled, *An Act for abolishing the Territorial Division of Upper Canada into Districts, and for providing for Temporary Unions of Counties for Judicial and other purposes, and for the future dissolutions of such Unions as the increase of wealth and population may require*: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby

Preamble.

County Substitu-  
tion Act of this  
Session (c. 78)  
cited.

County of Huron divided into three Counties.

Perth.

Bruce.

Huron.

To what County a certain Peninsular Tract and certain Islands shall belong.

County of Perth to be considered as if a proclamation had issued under section 10 of the said Act, c. 78.

County Town appointed &c.

A Registry Office to be kept in the County of Perth.

Commencement of this Act

enacted by the authority of the same, That for all the purposes of the Act cited in the Preamble to this Act, the County of Huron shall be divided into three Counties, to be called respectively, the County of Huron, the County of Perth, and the County of Bruce: and the County of Perth shall include and consist of the Townships of Blanchard, Hibbert, Fullarton, Logan, Downie, (including the Gore of Downie,) Ellice, Easthope North, Easthope South, (including the Town of Stratford,) Elma and Wallace, in the now County of Huron, and Mornington in the now County of Waterloo; the County of Bruce shall include and consist of the Townships of Huron, Kinloss, Culross, Carrick, Kincardine, Greenock, Brant, Bruce, Saugeen, Elderslie and Arran; and the County of Huron shall include and consist of all the remainder of the now County of Huron (including the Town of Goderich,) but the said three Counties of Huron, Perth and Bruce shall remain united and form a Union of Counties for all the purposes of the Act last aforesaid, until such Union be dissolved in the manner provided in the said Act.

II. And be it enacted, That all that Peninsular Tract of Land lying to the northward of the Townships of Derby, Arran and Saugeen, and between Lake Huron and the Georgian Bay, and known as the Indian Reserve, together with every Island in Lake Huron or the Georgian Bay, any portion of which lie within ten miles of the shore of the said Peninsular Tract of Land, (unless such Island shall lie further south than the northern boundary line of the said Townships of Derby, Arran and Saugeen,) shall be annexed to and form part of the County of Waterloo: and that every such Island in Lake Huron as shall lie further south than the said boundary line, shall form part of such of the said Counties of Huron or Bruce respectively as such Island shall lie most adjacent to.

III. And whereas the population of the said County of Perth exceeds twelve thousand, and from its geographical position it is expedient that provision be made for its separation from the said Union without waiting till its population shall be such as is required by the tenth section of the said Act recited in the Preamble to this Act: Be it therefore enacted, That the said County of Perth shall, for all the purposes of the Act last aforesaid, be considered and dealt with as if a Proclamation had issued under the tenth section of the said Act, naming the Town of Stratford as the County Town thereof, and erecting the Townreeves of the said County then elected or thereafter to be elected for the same, into a Provisional Municipal Council for the said County, and declaring such Municipal Council a Provisional Municipal Council for the same under the said Act, until the dissolution of the Union of the said County with the Counties of Huron and Bruce; and the said Townreeves shall accordingly be a Provisional Municipal Council for the said County of Perth, and shall have and exercise all the powers by the said Act vested in any such Provisional Municipal Council.

IV. And be it enacted, That when the Union of the said County of Perth and the Counties of Huron and Bruce shall be dissolved in the manner provided by the Act aforesaid, a Registrar shall be appointed for the said County of Perth, and a Registry Office for the Registration of Deeds shall be kept in and for the same at the County Town thereof, in the same manner and under the same provisions as in other Counties in Upper Canada.

V. And be it enacted, That this Act shall have force and effect upon, from and after the first day of January, in the year of Our Lord, one thousand eight hundred and fifty, and not before.

# JOINT STOCK COMPANIES, FOR ROADS, BRIDGES, WHARVES, &c.

ACT 12 VICT., CAP. 84.

*An Act to authorize the formation of Joint Stock Companies for the construction of Roads and other Works in Upper Canada.*

[30th May, 1849.]

WHEREAS it is expedient to encourage the construction of sawed, hewed or split Plank, Macadamized or Gravelled Roads, and also Bridges, Piers, Wharves, Slides and Dams connected therewith, in Upper Canada, by Companies who may be disposed to subscribe the necessary capital for the completion thereof; And whereas the delay and expense incident to obtaining a special Act of Incorporation from the Legislature for each separate Company, operate as a great discouragement to persons desirous of embarking capital for the formation of such Companies: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the government of Canada*, and it is hereby enacted by the authority of the same, That any number of persons not less than five, respectively, may in Upper Canada, in their discretion form themselves into a Company or Companies under the provisions of this Act, for the purpose of constructing in and along any public Road or Highway, allowance for Road or otherwise, any Road or Roads of the kind mentioned in the Preamble to this Act, not less than two miles in length, and also any Bridge or Bridges, Pier or Piers, Wharf or Wharves, Slide or Slides, and Dam or Dams connected therewith in Upper Canada: Provided always, that no such Company shall construct any such road or other such works aforesaid, through, over, along or upon any private property or property of the Crown, without having first obtained the permission of the owner or owners, occupier or occupiers thereof, or of the Crown, so to do, except as hereinafter provided; nor shall any such road be made of a higher grade than one foot elevation to twenty feet along the road, without the sanction of the Chief Engineer superintending Public Works in the neighbourhood thereof; And provided also, that no such Company shall be formed under the provisions of this Act to construct any line of road for which a Charter shall have heretofore been granted, provided such Chartered Company shall have its stock subscribed and be in a course of completing the work for which such Charter shall have been granted, within one year from the passing of this Act, nor shall any private property be taken for any other such work as aforesaid without the consent of the owner, if such owner shall himself commence such work within one year and shall complete the same within two years from the time he shall be notified that a Company has been formed for constructing the same, nor shall any property of the Crown be so taken without the approval of the Governor in Council; And provided also, that no such road shall be constructed or pass within the limits of any City or the liberties thereof, or within the limits of any Incorporated Town or Village, except by special permission under a By-law of such City,

Preamble.

Companies may be formed for the construction of Plank and other Roads, Bridges, Slides and other works.

Proviso as to taking property.

Grade of Road.

Proviso as to Lines for which other Companies have been chartered.

Proviso as to Towns, &c.

Proviso as to  
Bridges on any  
Road.

Any Twelve  
Freeholders may  
oppose the con-  
struction &c. of  
any Road.

Proviso as to  
old Roads  
ceasing to be  
required.

Municipal  
Council may  
hear and decide  
upon such oppo-  
sition.

Companies to  
become incorpo-  
rated on certain  
conditions.

Six per cent of  
capital to be paid  
up.

Their Cor-  
porate powers.

Common Seal.

Holding lands,  
&c.

Town or Village, to be passed for that purpose; Provided also, that all bridges in the line of road between the termini of any such road, shall be deemed part of such road to all intents and purposes whatever, unless specially excepted in the Instrument of Association of such Company.

II. Provided always, and be it enacted, That, if twelve freeholders resident within half a mile of any line of road proposed to be made, planked, gravelled or macadamized by any Company to be formed under the provisions of this Act, shall give notice in writing to the President, Chairman or other presiding Officer of any Company, or meeting convened to form any such Company, that they intend to oppose the formation or improvement of any such projected line of road, no further action shall be had towards the prosecution of such work until after the then next sitting of the Municipal Council having jurisdiction throughout the line of such intended road, provided such notice shall have been given before any such work shall have been commenced; Provided always, that when any new road shall have been or be opened, or the line of any old road changed, it shall be lawful for the Municipality having such jurisdiction as aforesaid to pass a By-law directing and permitting the old road or part of a road to be closed up, and embraced within the enclosure of the person or persons from whom ground shall have been taken to form such new road, provided it shall not exclude any person residing on or near the old road from a convenient access to the new road.

III. And be it enacted, That if the Municipal Council of such locality as aforesaid shall, upon such opposition made, pass any By-law prohibiting, varying or altering any such intended line of road, such By-law shall have the same force and effect, and be as binding, effectual and obligatory upon all persons whomsoever and upon any such Company as if the provisions thereof had been inserted in the body of this Act.

IV. And be it enacted, That when any number of persons, not less than five, shall have subscribed a sufficient quantity of stock to amount to a sum adequate in their judgment to the construction of any such road or other work, and shall have executed an Instrument according to the form in the Schedule to this Act contained, and shall have paid to the Treasurer of such intended Company six per cent. upon the capital stock intended by such Company to be raised for the construction of the road or other work contemplated by such Company to be formed as aforesaid, and shall have registered such Instrument, together with a receipt from the Treasurer of such Company for such first Instalment of six per cent, as aforesaid, with the Register of any County through or along the boundary of which such road shall be intended to pass, or where such other work shall be situate, such Company shall thenceforth become and be a Chartered and Incorporated Company, by such name as shall be designated in the Instrument so to be registered as aforesaid, and by such name they and their successors shall and may have perpetual succession, and shall be capable both at law and in equity of suing and being sued, of impleading and being impleaded, answering and being answered unto, defending and being defended in all Courts of Law and Equity and places whatsoever, in all manner of actions, suits, complaints, matters and causes whatsoever; and they and their successors may have a Common Seal, and the same may make, alter and change at their will and pleasure, and that they and their successors by their corporate name shall be capable of purchasing, taking, having, holding and conveying, selling and departing with, any lands, tenements and hereditaments whatsoever which may be or have been thought to be useful and necessary for the purposes of such Corporation.

V. And be it enacted, That any such Company, or any other Company heretofore chartered by Act of the Legislature for a like purpose, shall have full power and authority to explore the ground or the country lying between the termini of any road, or supposed to be adapted for the site of any other such work as aforesaid intended to be constructed by any such Company, and to designate and establish, take, appropriate, have and hold to and for the use of them and their successors, the requisite lands upon the line and within the limits of any such road or for any such other work as aforesaid, according to the provisions hereinafter contained for acquiring the same ; and to dig, take and carry away stone, gravel, sand, earth and other like materials from any adjoining or neighbouring lands, and also to cut, make and keep in repair upon such adjoining or neighbouring lands, such ditches, drains and water-courses as may be necessary for effectually draining and carrying off the water from any such road or other work ; and whenever any such road passes through or by any wood or standing timber, to cut down the trees and under-wood for one hundred feet on each side of the said road, making compensation therefor as hereinafter provided ; and for the purpose aforesaid, the said Company and their agents, servants and workmen are hereby authorized and empowered to enter into and upon the lands and grounds of any person or persons, body or bodies corporate or politic.

Powers of Company to explore the country and to take lands and materials.

VI. And be it enacted, That the affairs, stock property and concerns of every such Company which shall or may be formed under the provisions of this Act, shall, for the first year, be managed and conducted by five Directors to be named in the said Instrument so to be registered as aforesaid, and thereafter to be annually elected by the Stockholders according to the provisions of any By-law which the first named Directors or their successors shall from time to time pass for that purpose ; and that upon every such election of Directors, each Stockholder shall be entitled to one vote for every share he may hold or be possessed of in the said Company ; and any majority of such Directors shall be a *quorum* for the transaction of business.

Drainage.

Cutting.

Entering upon lands.

Affairs of Companies to be managed by five Directors. How appointed.

VII. And be it enacted, That if at any time after the formation of any such Company in manner aforesaid, the Directors shall be of opinion that the original capital subscribed will not be sufficient to complete the work contemplated by such Company to be executed, it shall and may be lawful for the said Directors, under a Resolution to be passed by them for that purpose, either to borrow upon the security of the said Company, by bond, or mortgage of the road and tolls to be collected thereon, a sufficient sum of money to complete the same, or to authorize the subscription upon the said original Instrument so to be registered as aforesaid, of such number of additional shares as shall be named in the said Resolution, a copy whereof under the hand of the President and seal of the Company, shall, by the said Register, be annexed to the said original Instrument, upon the same being delivered to him by the said President, at the office of the said Register, who shall thereupon permit such additional subscriptions upon a receipt from the Treasurer of six per cent upon the amount of such subscriptions respectively.

Votes of Shareholders.

Quorum.

Directors may authorize an increase in the number of shares when necessary or may borrow money on mortgage.

VIII. And be it enacted, That each share in every such Company shall be five pounds, and shall be regarded as personal property, and shall be transferable upon the books of such Company, in such manner as shall be provided by any By-law to be made by the Directors in that behalf.

Shares to be of £5 each, and how transferable.

IX. And be it enacted, That any such Company so to be incorporated as aforesaid, may, in any Court having jurisdiction in matters of simple contract to the amount demanded, sue for, recover and receive of or from any Stockholder in such Company, the amount of any call or calls

Companies may sue for amount of calls unpaid.

## Notice.

of stock which such Stockholder may neglect to pay, after public notice thereof in any newspaper published in the District where the Directors shall usually meet for conducting the business of such Company, or if there be no newspaper published in such District, then in some adjoining District.

Arbitrators to be appointed in case of owners of property through which the road may pass, &c., disagreeing with the Company.

X. And be it enacted, That if the owner or owners, occupier or occupiers of any land, over, or through, or upon which any such Company as aforesaid may be desirous of constructing any such road or other work, or from which materials are to be taken, or upon which any power given by this Act to the Company is intended to be exercised, shall upon demand made by the Directors of any such Company, neglect or refuse to agree upon the price or amount of damages to be paid for, or for passing through or over such land, and appropriating the same to and for the uses of any such Company, or for the exercise of any such power as aforesaid, it shall and may be lawful for the said Company to name one Arbitrator, and for the owner or occupier of such land so required, or with regard to which such power is intended to be exercised as aforesaid, to name another Arbitrator, and for the said two Arbitrators to name a third, to arbitrate upon, adjudge and determine the amount which the said Company shall pay before taking possession of such land, or exercising such power as aforesaid; and upon such sum being ascertained, due attention being had by the Arbitrators in ascertaining the same, to the benefits to accrue to the party requiring compensation, by the construction of the said road or other work, it shall be lawful for the said Company to tender such sum to the said party claiming compensation, who shall thereupon execute a conveyance to the said Company, or such other document as may be requisite, and the said Company shall, after such tender, whether such conveyance or document be executed or not, be fully authorized to enter upon and take possession of such land to and for the uses of the said Company, and to hold the same, or to exercise such power as aforesaid, in such and the like manner as if such conveyance thereof or other document had been executed as aforesaid: Provided always, that if any such owner or occupier shall neglect to name an Arbitrator for the space of twenty days after having been notified so to do by the Company, or if the said two Arbitrators do not agree upon such third Arbitrator, within twenty days after the appointment of the second Arbitrator, then upon the application of the said Company or of the other party, the Judge of the District Court holden within the District, shall nominate one of the Councillors of one of the Townships next adjacent to that in or along which the land shall be situate, which it is proposed to take, or with regard to which such power is intended to be exercised as aforesaid, to be either the second or the third Arbitrator, in lieu of the one so to be appointed and named, but not appointed or agreed upon by the party or by the two first named Arbitrators as aforesaid, and any award made by a majority of the said Arbitrators shall be as binding as if the three Arbitrators had concurred in and made the same: Provided, that no road or other such work as aforesaid shall be made through or upon any pleasure ground, garden, yard or orchard, or materials taken therefrom, nor shall any timber be taken from any enclosed lands, without the consent of the owner.

Proviso : if the party shall neglect to name an arbitrator, or the arbitrators cannot agree on a third.

Award may be made by any two.

Proviso as to gardens, yards, &c.

How Arbitrators shall be appointed when the owners of the lands are absent, or unable to sell, or the lands are mortgaged, &c.

XI. And be it enacted, That whenever any lands or grounds required by any such Company, for the purposes of any road or other such work, or with regard to which any such power is to be exercised as aforesaid, are held or owned by any person or persons, bodies politic, corporate or collegiate, whose residence may not be within this Province, or unknown to the said Company, or where the titles to any such lands or grounds may be in dispute, or where such lands may be mortgaged, or

when the owner or owners of such lands or grounds are unable to treat with the said Company for the sale thereof, or the exercise of any such power as aforesaid by the Company, or to appoint Arbitrators as aforesaid, it shall and may be lawful for the said Company to nominate one indifferent person, and for the Judge of the District Court for the District in which the lands are situate, on the application of the said Company, to nominate and appoint one other indifferent person, who, together with one other person to be chosen by the persons so named, before proceeding to business, or, in the event of their disagreeing as to the choice of such other person, to be appointed by any such Judge as aforesaid, before the others proceed to business, shall be Arbitrators to award, determine, adjudge and order the respective sums of money which the said Company shall pay to the respective parties entitled to receive the same, for the said lands or grounds, or damages as aforesaid, and the decision of the majority of such Arbitrators shall be binding; which said amount so awarded the said Company shall pay or cause to be paid to the several parties entitled to the same when demanded; and also that a record of such award or arbitration shall be made up and signed by the said Arbitrators, or a majority of them, specifying the amount awarded and the costs of such arbitration which may be settled by the said Arbitrators, or a majority of them, which record shall be deposited in the Registry Office of the County in or along which such lands or grounds are situate; and that the expenses of any Arbitration under this Act, shall be paid by the said Company, and by them deducted from the amount of such award, on payment thereof to the parties entitled to receive the same, if the Company shall before the appointment of their Arbitrator, have tendered an equal or greater sum than that awarded by the Arbitrators, and otherwise by the opposite party, and the Arbitrators shall specify in their award by which of the parties the said costs are to be paid: And provided also, that all lands or grounds which shall hereafter be taken by any such Company for the purposes of any road or other such work, and which shall have been purchased and paid for by any such Company in the manner hereinbefore provided, shall become and thenceforward shall continue to be the property of such Company free from all mortgages, incumbrances and other charges.

Amount of award to be paid forthwith.

Award to be registered.

By whom the costs shall be paid.

Proviso : Lands taken to be free of incumbrances.

Case of lands belonging to Indians provided for.

XII. And be it enacted, That if any such road shall pass through any tract of land or property belonging to or in possession of any tribe of Indians in this Province, or if any property belonging to them be taken or any act occasioning damage to their properties or their possessions shall be done under the authority of this Act, compensation shall be made to them therefor, in the same manner as is provided with respect to the property, possession or rights of other individuals; and that whenever it shall be necessary that Arbitrators be chosen by the parties for settling the amount of such compensation, the Chief Officer of the Indian Department, within this Province, is hereby authorized and required to name an Arbitrator on behalf of the said Indians, and the amount which shall be awarded in any case shall be paid where the said lands belong to any tribe or body of Indians, to the said Chief Officer, for the use of such tribe or body.

XIII. And be it enacted, that the Arbitrators so appointed shall fix a convenient day for hearing the respective parties, and shall give eight days' notice at least of the day and place, and having heard the parties or otherwise examined into the merits of the matters so brought before them, the said Arbitrators, or a majority of them, shall make their award or arbitrament thereupon in writing, which award or arbitrament shall be final as to the amount so in dispute as aforesaid.

Meetings and proceedings of the arbitrators.

Election of President and appointment of Officers.

Tolls, how to be fixed paid and levied.

Proviso : when tolls may be taken.

Rate of tolls limited on Roads.

Directors to report annually to the Municipality the amount received and expended, &c.

Company to keep regular books open to persons appointed by Municipality, &c.

XIV. And be it enacted, That it shall be lawful for the Directors of any such Company to elect one of their number to be the President, and to nominate and appoint such and so many officers and servants as they shall deem necessary for performing the duties required of them by the said Company, and in their discretion to take security from them or any of them for the due performance of his or their duty, and that he or they shall duly account for all moneys coming into his or their hands to the use of any such Company.

XV. And be it enacted, That it shall and may be lawful for the President and Directors of any such Company from time to time to fix, regulate and receive the tolls and charges to be received from all persons passing and re-passing with horses, carts, carriages, and other vehicles and for cattle driven upon, over and along any road or from all persons, passing over any bridge with or without any such carriages or animals as aforesaid, or using any work constructed made and used by such Company under and by virtue of the provisions of this Act: Provided always, that so soon as two or more miles of any such road shall have been completed tolls may be taken therefor, but on no other work shall tolls be taken until the same shall be completed.

XVI. And be it enacted, That the amount of tolls hereby authorized to be levied at any gate by any such Company, to be formed and incorporated under the provisions of this Act, upon any road constructed by such Company, shall not for each time of passing, whether loaded or otherwise, exceed an aggregate sum calculated at the rate of one penny half-penny per mile, from the gate required to be passed to the last gate in the direction whence any person may have come, for any vehicle drawn by two horses or other cattle; and for any vehicle drawn by more than two cattle, one half-penny per mile for every additional one; for every vehicle drawn by one horse, one penny per mile; for every score of sheep or swine and for every score of neat cattle, one half-penny per mile; for every horse and rider or every led horse, one half-penny per mile.

XVII. And be it enacted, That it shall be the duty of the Directors of every Company incorporated under this Act, to report annually, at some time during the month of January in each year, to the Municipality having jurisdiction within the locality through or along the boundary of which such road shall pass, or wherein such other work may be constructed, under the oath of the Treasurer of such Company, the cost of their work, the amount of all money expended, the amount of their capital stock, and how much paid in; the whole amount of tolls expended on such work; the amount received during the year for tolls, and from all other sources, stating each separately; the amount of dividends paid, and the amount expended for repairs, and the amount of debts due by such Company, specifying the object for which such debts respectively, were incurred; and every such Company, shall keep regular books of account, in which shall be entered a correct statement of the assets, receipts and disbursements of such Company, which shall be at all times open to the inspection and examination of any person or persons, who may for that purpose be appointed by the Municipality, having jurisdiction as aforesaid; and every such Inspector shall have the right of taking copies or extracts from the same, and of requiring and receiving from the keeper or keepers of such books, and also from the President and each of the Directors of such Company, and all the other officers and servants thereof, all such information as to such books and the affairs of such Company generally, as such Inspector or Inspectors may deem necessary for the full and satisfactory investigation into and report upon the state of the affairs of such Company, so as to enable

such Inspector or Inspectors to ascertain whether the tolls levied upon such work are greater than this Act allows to be levied as aforesaid.

XVIII. And be it enacted, That it shall and may be lawful for the Directors of any such Company to call in and demand from the Stockholders of the said Company, respectively, all such sum or sums of money by them subscribed, at such times and in such payments or instalments as the said Directors shall deem proper, under the penalty of forfeiting the shares of stock subscribed for and all previous payments made thereon, if payment shall not be made by the Stockholders within ninety days after a personal demand, or after notice requiring such payment shall have been published for six successive weeks in the newspaper or one of the newspapers nearest the place where the Directors of the said Company shall usually meet for conducting the business of the said Company.

XIX. And be it enacted, That every such road or other such work as aforesaid, and all the materials which shall from time to time, be got or provided for constructing, building, maintaining or repairing the same, and all toll-houses, gates and other buildings constructed or acquired by and at the expense of any such Company acting under the provisions of this Act, and used for their benefit and convenience, shall be vested in such Company and their successors.

XX. And be it enacted, That every such Company shall have full power and authority to erect such number of toll-gates or side-bars in, along or across the said roads, and upon or at any work constructed under this Act, respectively, and fix such tolls, not exceeding the rate aforesaid, to be collected at each gate or bar, as they may deem fit and expedient (which tolls may be altered from time to time as circumstances may require,) and to erect and maintain such toll-houses, toll-gates and other buildings and erections which may seem necessary and convenient for the due management of the business of every such Company respectively; Provided always, that no toll shall be exacted for merely crossing any road.

XXI. And be it enacted, That every such Company so to be incorporated as aforesaid, shall be bound and is hereby required to complete each and every road not more than five miles in length, and any other work undertaken by them, and for the completion whereof they shall have become incorporated as aforesaid, within two years from the day of their becoming incorporated under this Act, in default whereof they shall forfeit all the corporate and other powers and authority which they shall in the mean time have acquired, and all their corporate powers shall thenceforth cease and determine, unless further time be granted by a By-law of the Municipality having jurisdiction as aforesaid.

XXII. And be it enacted, That if any person or persons shall in any way injure, cut, break down or destroy any part of any such road, bridge or other such work as aforesaid, or any toll-gate or toll-house, building or other erection in, upon or near any such road or work, and belonging to or used for the convenience of any such Company under the provisions of this Act, every such person so offending, and being lawfully convicted thereof, shall be deemed guilty of a misdemeanor, and shall be punished by fine and imprisonment; and if any person or persons shall remove any earth, stone, plank, timber or other materials used or intended to be used in or upon the said road, for the construction, maintenance or repair thereof, or shall drive any loaded wheel carriage or other loaded vehicle upon that part of any of the roads constructed under the authority of this Act, or by any Incorporated Company under the authority of any other Act of the Legislature of this Province, between the stones, plank or hard road and the ditch, further than may be nec-

Directors may call in sums subscribed under penalty of forfeiture of shares subscribed for.

Roads, works and materials vested in Companies, and their successors.

Toll-gates may be erected.

Proviso.

Roads, &c., to be completed by Companies with in a certain time after becoming incorporated.

Penalty for default.

Penalty on persons injuring roads, or other works of any Company

Penalty on persons injuring roads, &c.

sary in passing any other vehicle or in turning off or upon such road, or shall cause any injury or damage to be done to the posts, rails or fences, or shall haul or draw, or cause to be hauled or drawn upon any part of the roads constructed as aforesaid, any timber, stone, or other thing which shall be carried principally or in part upon wheeled carriages or sleighs, so as to drag or trail upon such road to the prejudice thereof, or if any person shall leave any wagon, cart, or other carriage whatever, upon such road without some proper person in the sole custody or care thereof, longer than may be necessary to load or unload the same, except in case of accident, and in cases of accident for any longer time than may be necessary to remove the same, or shall lay any timber, stones, rubbish or other thing whatever upon such road, to the prejudice, interruption and danger of any person travelling thereon, or if any person shall, after having blocked or stopped any cart, wagon, or other carriage in going up a hill or rising ground, cause or suffer to lie and remain on such road, any stone or other thing with which such cart or carriage shall have been blocked or stopped, or if any person shall pull down, damage, injure or destroy any lamp or lamp posts put up, erected or placed in or near the side of such road or toll-houses, erected thereon, or shall wilfully extinguish the light of any such lamp, or if any person shall wilfully pull down, break, injure or damage any table of tolls, put up or fixed at any toll-gate or bar on any part of such road, or shall wilfully or designedly deface or obliterate any of the letters, figures or marks thereon, or on any finger post, or any mile post or stone; or if any persons shall throw any earth, rubbish or other matter or thing into any drain, ditch, culvert or other water-course made for draining any such road, or if any person shall without permission, carry away any stones, gravel, sand or other materials, dirt or soil from any part of any such road, or dig any holes or ditches on the allowance for the same, or shall forcibly pass or attempt to pass by force any of the toll-gates set up by any such Company, or to use the work constructed by the Company without having first paid the toll fixed by the Directors of such Company to be received at any such gate, such person shall, upon conviction thereof in a summary way before any Justice of the Peace in or near the place where the injury shall have been done, be sentenced to pay all damages sustained by such Company, to be ascertained by the said Justice upon the hearing of the said complaint, and also to pay a fine of not more than fifty shillings nor less than five shillings; such damages and fine to be paid within a time to be limited by the said Justice, and in default thereof the same shall be levied as next herein-after is provided.

How enforced.  
Offender to pay all damages as well as the penalty.

Fine to be payable either in money or labor.

Fines, how levied.

Imprisonment for want of distress.

Penalty on persons turning out of road to evade toll.

XXIII. And be it enacted, That the fines and forfeitures authorized to be summarily imposed by this Act shall and may be levied and collected by distress and sale of the offender's goods and chattels, under the authority of any Warrant or Warrants of Distress for that purpose to be issued by the Justice before whom the conviction shall have been had; and in case there shall be no goods or chattels to satisfy such Warrant or Warrants, such offender or offenders shall and may be committed to the Common Gaol of the District for any period not exceeding one month.

XXIV. And be it enacted, That if any person or persons shall, after proceeding on any such road with any wagon, carriage or other vehicle, or animal liable to pay toll, turn out of the said road into any other road, and shall enter the said road beyond any of the said gate or gates without paying toll, whereby such payment shall be evaded, such person or persons shall for every such offence forfeit and pay the sum of ten shillings, which said sum shall be expended on the said road or towards

the discharge of any debts due by the Company; and any one Justice of the Peace for the District in which such part of the said road is situate, shall, on conviction of such offender, fine such offender in the said penalty, and shall cause the same to be levied as aforesaid.

How enforced.

XXV. And be it enacted, That if any person or persons occupying or possessing any enclosed lands near any toll-house or toll-gates, which shall be erected in pursuance of this Act, shall knowingly permit or suffer any person or persons to pass through such lands, or through any gate, passage or way thereon, with any carriage, horse, mare, gelding or other animal liable to the payment of toll, whereby such payment shall be avoided, every person or persons so offending, and also the person riding or driving the animal or animals or carriage whereon such payment is avoided, being thereof convicted, before any one Justice as aforesaid, shall for every such offence, severally incur a penalty not exceeding twenty shillings, which shall be laid out in improving such road.

Penalty on  
persons assisting  
others to evade  
tolls.

XXVI. And be it enacted, That it shall be lawful for any Municipal Body Corporate, having jurisdiction within the locality through or along the boundary of which any such road shall pass, or in which any such work as aforesaid is to be constructed, to subscribe for, acquire, accept and hold, and to depart with and transfer Stock in any Company to be formed under the authority of this Act, or by any Company heretofore chartered by Act of the Legislature for a like purpose, and from time to time to direct the Mayor, Warden or other Chief Officer thereof, on behalf of such Municipality, to subscribe for such Stock in the name of such Municipality, and to act for and on behalf of such Municipality in all matters relative to such Stock and the exercise of the rights of such Municipality as a Stockholder, and the Mayor, Warden or other Chief Officer shall, whether otherwise qualified or not, be deemed a Stockholder in the Company, and may vote and act as such, subject always to such rules and orders in relation to his authority as shall be made in that behalf by such Municipality by their By-laws or otherwise, but acting according to his discretion in cases not provided for by such Municipality; and it shall be lawful for such Municipality to pay for, or to pay all instalments upon the Stock they shall subscribe for and acquire, out of any moneys belonging to such Municipality and not specially appropriated to any other purpose, and to apply the moneys arising from the dividends or profits on the said Stock or from the sale thereof, to any purpose to which unappropriated moneys belonging to such Municipality may lawfully be applied.

Municipalities  
may acquire  
stock in Com-  
panies formed  
under this Act.Who shall vote,  
&c., on such  
stock.As to payment  
of such sub-  
scription, &c.

XXVII. And be it enacted, That it shall also be lawful for the Municipality of any locality through or along the boundary of which any such road shall pass, or within which any such work as aforesaid shall be constructed, to loan money to the Company authorized to make such road or construct such work, or to any Company heretofore chartered by Act of the Legislature for a like purpose, and out of any moneys belonging to the Municipality and not appropriated to any other purpose, and to effect such loan upon such terms and conditions as may be agreed upon between such Company and the Municipality making such loan, and to recover the money so loaned, and to appropriate the money so recovered to the purposes of such Municipality.

Municipal  
bodies may lend  
money to such  
Companies.Recovery  
thereof.

XXVIII. And be it enacted, That after twenty-one years from the time of completing any such road or other work as aforesaid, it shall and may be lawful for any Municipal authority representing the interests of the locality through or along the boundary of which any such road shall pass, or in which the work shall be situate, to purchase the stock of such Company at the current value thereof at the time of purchase,

Twenty-one  
years after the  
roads, &c., are  
completed, all  
the Stock may  
be purchased by  
the Municipality.

Value how ascertained.

(to be ascertained by Arbitrators to be appointed and to act in the manner hereinbefore provided in other cases, if the Company and the Municipality cannot agree upon such value,) and to hold the same for the use and benefit of the said locality, and such Municipal authority shall thenceforth stand in the place and stead of the said Company, and shall possess all such powers and authority as the said Company shall have theretofore possessed and exercised.

What it shall be necessary to aver in actions for sums subscribed for.

XXIX. And be it enacted, That in any action or suit to be brought by any such Company against any Stockholder, to recover any money due for any call, it shall not be necessary to set forth the special matter, but it shall be sufficient for the Company to aver that the Defendant is the holder of one share or more (stating the number of shares) in the stock of the Company, and that he is indebted to the Company in the sum of money to which the calls in arrear shall amount in respect of one call or more upon one share or more (stating the number and amount of each of such calls) whereby an action hath accrued to the Company by virtue of this Act.

What it shall be necessary to prove in such actions.

XXX. And be it enacted, That on the trial or hearing of any such action, it shall be sufficient for the Company to prove that the Defendant at the time of making such call was a holder of one share or more in the undertaking (and when there has been no transfer of the shares, then the proof of subscription to the original agreement to take stock shall be sufficient evidence of holding stock to the amount subscribed,) and that such call was in fact made, and such notice thereof given as is required, and it shall not be necessary for the Company to prove the appointment of the Directors who made such call or any other matter whatever, and thereupon the Company shall be entitled to recover what shall be due upon such call, with interest thereon, unless it shall appear that due notice of such call was not given.

Stockholders may be witness es.

XXXI. And be it enacted, That in any action or suit brought by or against any such Company upon any contract or for any matter or thing whatsoever, any Stockholder or any Officer or Servant of the Company shall be competent as a witness, and his testimony shall not be deemed inadmissible on the ground of interest or of his being such Servant or Officer.

Limitation of suits for things done under this Act.

XXXII. And be it enacted, That if any action or suit shall be brought against any person or persons for any matter or thing done in pursuance of this Act, such action or suit shall be brought within six calendar months next after the fact committed, and not afterwards, and the defendant or defendants in such action or suit may plead the general issue only, and give this Act and the special matter in evidence on the trial.

Exemptions from toll.

XXXIII. And be it enacted, That all persons, horses or carriages going to or attending or returning from any funeral, or any person with horse or carriage going to or returning from Divine Service on the Lord's Day, shall pass the gates on any road made or improved under the authority of this Act, free of toll.

What rate of toll may be demanded on roads intersected by roads made under this Act.

XXXIV. And be it enacted, That whenever any road to be constructed under the authority of this Act, or a road already constructed under the authority of any Act of the Legislature of the Province, shall intersect a road constructed by another Chartered Company, no higher rate of toll shall be demanded from the persons travelling along the said last mentioned road, for the distance travelled between such intersection and either of its termini than the rate per mile charged by the said Company for travelling along the entire length of their road so intersected.

XXXV. And be it enacted, That after any road, bridge or other such work as aforesaid, constructed by any Company under the authority of this Act, shall have been completed, and tolls been taken thereon, it shall be the duty of the said Company to keep the same in good and sufficient repair, and in case any such road, bridge or work shall, by any such Company, be allowed to fall into decay and get out of repair, such Company may be indicted at any Court of General Sessions of the Peace or other Court of Superior Jurisdiction within or along the boundary of any District where such road, bridge or work shall be so out of repair as aforesaid, and upon being convicted, the Court before whom such prosecution shall be had, shall direct such Company to make the necessary repairs, for the want whereof such prosecution shall have been commenced, within such time as to such Court shall seem reasonable, and that in default thereof, such Company shall be declared to be dissolved, and such road, bridge or work shall thenceforth be vested in Her Majesty, Her Heirs and Successors, to and for the use of the public, in like manner as any public and common highway or public work, and shall thenceforth be subject to all the laws affecting public highways and public works, and the powers of such Corporation shall thenceforth vest in the Municipality having jurisdiction as aforesaid, which shall thereupon take on itself the order and management of the said road as the said Company had theretofore done.

Companies to  
keep roads in  
sufficient repair.

Indictment for  
default.

Dissolution for  
default to repair

XXXVI. And be it enacted, That notwithstanding the privileges that may be conferred by this Act, the Legislature may at any time hereafter in their discretion make such additions to this Act, or such alterations of any of its provisions as they may think proper, for affording just protection to the public or to any person or persons, body corporate or politic, in respect to their estate, property or right or interest therein, or any advantage, privilege or convenience connected therewith, or in respect to any way or right of way, public or private, that may be affected by any of the powers, given to any such Corporation.

Reservation of  
the right of the  
Legislature to  
amend or alter  
this Act.

## S C H E D U L E .

Schedule.

Be it remembered, that on this day  
of thousand eight hundred and  
undersigned Stockholders, met at , in the  
County of , in  
the Province of Canada, and resolved to form ourselves into a Company, to be called (*here insert the Corporate name intended to be taken by the Company,*) according to the provisions of a certain Act of the Parliament of this Province, intituled, *An, Act &c., (insert the title of this Act,)* for the purpose of constructing a Plank Road (or Macadamized or Gravelled Road, or both, as the case may be,) from (*the commencement of the intended Road*) to (*the termination thereof,*) or a Bridge, Slide, Wharf, Pier or other such work as aforesaid, describing the nature, extent and situation thereof,) and we do hereby declare that the Capital Stock of the said Company shall be                    pounds, to be divided into                    shares, at the price or sum of five pounds each: and we, the undersigned Stockholders, do hereby agree to take and accept the number of shares set by us opposite to our respective signatures, and we do hereby agree to pay the calls thereon, according to the provisions of the said in part recited Act, and of the Rules, Regulations,

Resolutions and By-laws of the said Company, to be made or passed in that behalf; and we do hereby nominate (*the names to be here inserted*) to be the first Directors of the said Company.

NAME.	No. OF SHARES.	AMOUNT.

## MUNICIPAL ACTS, &c., REPEALED.

*An Act to repeal the Acts in force in Upper-Canada, relative to the Establishment of Local and Municipal Authorities, and other matters of a like nature.*

[30th May, 1849.]

### Preamble.

The Acts and parts of Acts mentioned in the Schedule repealed with Acts continuing them or continued by them.

Proviso : Acts not to be revived or repealed, &c., by the passing of this Act, by implication.

Proviso as to proceedings relative to offences and other matters occurring before this Act shall be in force, under the Act repealed.

WHEREAS it is expedient to repeal the several Acts in force in Upper-Canada, relating to the Incorporation of the Inhabitants of the several Districts of that part of this Province, and of certain other localities therein, the Election and duties of Township Officers, and other matters of a like nature, to the end that better provision may be made for such purposes : Be it therefore enacted, &c., That the several Acts of the Parliament of the late Province of Upper-Canada, and those of the Parliament of this Province set forth in the Schedule to this Act annexed marked A, and containing a description of the Acts and parts of Acts repealed by this Act, so far as the same shall be in force at the commencement of this Act, and all Acts continuing or making permanent any of the said Acts, or continued or made permanent by any of them, shall be, and the same are hereby repealed : Provided always, nevertheless, Firstly : That no Act or part of an Act repealed by any of the Acts hereby repealed, shall be revived by the passing of this Act, and no Act, or part of an Act, perpetuated or continued by any of the Acts hereby repealed, (except such as are herein expressly repealed), shall be repealed by the passing of this Act ; And provided always, Secondly : That notwithstanding the repeal of the Acts and parts of Acts hereby repealed, all acts which might have been done, and all proceedings which might have been taken or prosecuted relating to any offences or neglects which may have been committed, or to any matters which shall have happened, or to any moneys which shall have become due, or to any fines or penalties which shall have been incurred before

the day on which this Act shall come into operation, shall and may still be done or prosecuted, and the offences and omissions may be dealt with and punished, and the moneys may be recovered and dealt with, and the fines and penalties may be imposed and applied as if the Acts, and parts of Acts, hereby repealed, continued in force, except only so far as the new Municipal Corporations to be created by and under the revisions of the Act of the present Session of Parliament to provide for the Incorporation of Townships, Counties, Villages, Towns and Cities in Upper-Canada, shall or may be substituted for the old ones.

Exception.

II. And in order that no doubt shall remain whether any or what part of any former Acts relating to the Incorporation of the Inhabitants of the several Districts of that part of this Province, and of the other localities herein, or the Election and duties of Township Officers, continue in force: Be it enacted, That all Acts and parts of Acts relating to the same, shall be, and the same are hereby repealed, so far as such Acts or parts of Acts shall be in force at the commencement of this Act, save and except such Acts or parts of Acts as are mentioned in the Schedule to this Act annexed, marked B, and save and except all other Acts made expressly for other purposes, although they incidentally touch on matters relating to such subjects, or although the provisions thereof are to be carried into effect by Officers elected or appointed under such Acts or parts of Acts, nevertheless, such matters and provisions last mentioned, so far as they are repugnant to, or inconsistent with the Act or Acts relating to such matters in force at the time, shall be, in all respects, controlled by such last mentioned Act or Acts, unless the contrary shall have been expressed in such last mentioned Act or Acts.

Recital.

All Acts and parts of Acts relating to certain subjects—except those saved in Schedule B—repealed.

Further exception.

III. And whereas certain Acts mentioned and set forth in the Schedules hereto annexed, to be hereby repealed either in the whole or in part, contain certain special provisions respecting assessments upon property in the Cities, Towns and Villages to which they respectively refer; and whereas such Acts or parts of Acts are not in the said Schedules excepted out of the repeal hereby intended under the expectation that a general Act will be passed during the present Session of Parliament for establishing a more just general system of assessment in Upper-Canada than that now in force therein, and it is therefore expedient to provide that in case such Act should not be so passed, the said provisions shall remain in force: Be it therefore enacted, That until such Act for a more just general system of assessment in Upper-Canada shall be passed, or other Legislative provision be made in that behalf, so much of the several Acts mentioned in the Schedules to this Act annexed as established provide for, or regulate the assessment or mode of assessment, or the property to be assessed in any of such Cities or the liberties thereof, or in any of such Towns or Villages, or any matter relating to the same, shall continue in force as if such Acts or parts of Acts had in the said Schedules been specially excepted from repeal; and all such Acts and parts of Acts shall extend and apply to every such City and the liberties thereof, and to every such Town and Village respectively; according to the extended or altered limits thereof as established by an Act of the present Session of Parliament, intituled, *An Act to provide by one general Law for the erection of Municipal Corporations, and the establishment of regulations of Police in and for the several Counties, Cities, Towns, Townships and Villages in Upper-Canada.*

Recital.

Provisions relative to assessments saved.

IV. And be it enacted, That this Act shall commence and have force and effect upon, from and after the first day of January, in the year of our Lord, one thousand eight hundred and fifty, and not before.

Commencement of this Act.

V. And be it enacted, That this Act may be amended, altered, or repealed by any Act to be passed in this present Session of Parliament.

Act may be amended, &c., this Session.

SCHEDULES TO WHICH THIS ACT REFERS.

S C H E D U L E A ,

*Containing a description of the Acts and parts of Acts Repealed by this Act.*

F I R S T D I V I S I O N .

*Acts of the Parliament of the late Province of Upper-Canada.*

NO.	DATE AND SUBJECT OF ACT.	T I T L E .	EXTENT OF REPEAL.
1	37 Geo. 3, Cap. 10, Ferries.	An Act for the regulation of Ferries.	So much as vests any powers in the Magistrates in Quarter Sessions.
2	43 Geo. 3, Cap. 10, Cattle running at large.	An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled, "An Act to restrain the custom of permitting Horned Cattle, Horses, Sheep and Swine to run at large."	
3	43 Geo. 3, Cap. 11, Assessment for Members Indemnity.	An Act the more conveniently to collect the compensation to the Members of the House of Assembly for their attendance in their duty in Parliament and to repeal part of an Act passed in the Parliament of this Province, in the thirty-third year of His Majesty's Reign, intituled, "An Act to authorize and direct the laying and collecting of Assessments and Rates within this Province, and to provide for the payment of wages to the House of Assembly."	The whole.
4	50 Geo. 3, Cap. 1, Highways.	An Act to provide for the laying out, amending and keeping in repair, the Public Highways and Roads in this Province, and to repeal the Laws now in force for that purpose.	Sections one to eleven, inclusive, and Sections thirteen to thirty four, inclusive.
5	50 Geo. 3, Cap. 12, Haldimand Town Meetings.	An Act to authorize the Inhabitants of the County of Haldimand, to hold annual meetings for the purpose of electing Town and Parish Officers.	The whole.
6	52 Geo. 3, Cap. 10, Highways.	An Act to amend an Act passed in the fiftieth year of His Majesty's Reign, intituled, "An Act to provide for laying out, amending and keeping in repair the Public Highways and Roads in this Province, and to repeal the Laws now in force for that purpose."	The whole.
7	54 Geo. 3, Cap. 15, York Market.	An Act to empower the Commissioners of the Peace for the Home District, in their Court of General Quarter Sessions assembled, to establish and regulate a Market in and for the Town of York, in the said District.	The whole.
8	57 Geo. 3, Cap. 2, York, Amherstburgh and Sandwich.	An Act to establish a Police in the Towns of York, Sandwich and Amherstburgh.	The whole
9	57 Geo. 3, Cap. 4, Niagara Market.	An Act to establish a Market in the Town of Niagara, in the Niagara District.	The whole.
10	59 G. 3, Ses. 2, Cap. 5, Niagara.	An Act for establishing a Police in the Town of Niagara, in the District of Niagara, and for other purposes therein mentioned.	The whole.
11	59 G. 3, Ses. 2, Cap. 11, Niagara Market.	An Act to amend and repeal part of an Act passed in the fifty-seventh year of His Majesty's Reign, intituled, "An Act to establish a Market in the Town of Niagara, in the Niagara District."	The whole
12	2 G. 4, Ses. 2, Cap. 11, Cattle running at large.	An Act to repeal in part a certain part of an Act passed in the forty-third year of His late Majesty's Reign, intituled, "An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled, 'An Act to restrain the custom of permitting Horned Cattle, Horses, Sheep and Swine, to run at large,'" and further to enable the Magistrates in their respective Districts in this Province, in General Quarter Sessions assembled, to make such rules and regulations as may restrain Swine, running at large in the respective Towns in this Province, where a Police is or may hereafter be established by Law.	The whole.

DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF REPEAL.
3 2 G. 4, Ses. 3, Cap. 13, Police Moneys.	An Act requiring the publication of the expenditure of moneys raised under any law, establishing a Police in any Town or Towns in this Province.	The whole.
1 2 G. 4, Ses. 2, Cap. 15, Perth Market.	An Act to establish a Market in the Town of Perth, in the County of Carleton.	The whole.
5 4 G. 4, Ses. 1, Cap. 34, Niagara Police, &c.	An Act to continue and amend an Act passed in the fifty-ninth year of His late Majesty's Reign, intituled, "An Act for establishing a Police in the Town of Niagara, in the District of Niagara, and for other purposes therein mentioned."	The whole.
6 8 Geo. 4, Cap. 14, Street Surveyors.	An Act to amend the Laws now in force for the appointment of Street Surveyors, so far as relates to the several Towns in this Province other than those in which the General Quarter Sessions of the Peace are by law holden.	The whole.
7 1 William 4, Cap. 3, Amherstburgh Wharfage Fees.	An Act to establish a Market and to establish Wharfage Fees in the Town of Amherstburgh, in the Western District.	The whole.
8 2 William 4, Cap. 17, Brockville.	An Act to establish a Police in the Town of Brockville, in the District of Johnstown.	The whole.
9 3 William 4, Cap. 16, Hamilton.	An Act to define the limits of the Town of Hamilton, in the District of Gore, and to establish a Police and Public Market therein.	The whole.
0 3 William 4, Cap. 40, Brockville Market.	An Act to establish a Market in the Town of Brockville.	The whole.
1 4 William 4, Cap. 12, Line Fences, &c.	An Act to regulate Line Fences and Water Courses, and to repeal so much of an Act passed in the	The First Section.*
	thirty-third year of the Reign of His late Majesty King George the Third, intituled, "An Act to provide for the nomination and appointment of Parish and Town Officers within this Province," as relates to the Office of Fence Viewers, being discharged by Overseers of Highways and Roads.	
2 4 William 4, Cap. 23, Toronto.	An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the City of Toronto.	Sections one to ninety-five, inclusive, and also the whole of Section ninety-six, except the proviso.
3 4 William 4, Cap. 24, Belleville.	An Act to establish a Board of Police in the Town of Belleville.	The whole.
4 4 William 4, Cap. 25, Cornwall.	An Act to establish a Police in the Town of Cornwall, in the Eastern District.	The whole.
5 4 William 4, Cap. 26, Port Hope.	An Act to define the limits of the Town of Port Hope, and to establish a Police therein.	The whole.
6 4 William 4, Cap. 27, Prescott.	An Act to incorporate the Village of Prescott, and to establish an Elective Police therein.	The whole.
7 5 William 4, Cap. 6, Assessment for Members' Indemnity.	An Act to provide for the payment of wages to the Members of the House of Assembly who represent the different Towns in this Province.	The whole.
8 6 William 4, Cap. 1, Assessment Members' Indemnity.	An Act to provide for the payment of wages to Members representing Cities and Incorporated Towns within the Province.	The whole.
9 6 William 4, Cap. 13, Brockville Market.	An Act to establish a Market in the West Ward of the Town of Brockville.	The whole.
10 6 William 4, Cap. 14, Belleville.	An Act to repeal an Act passed in the fourth year of His present Majesty's Reign, intituled, "An Act to establish a Board of Police in the Town of Belleville," and to make further provisions for the establishment of a Police in said Town.	The whole.

\* *Error.*—The Act 4, Wm. 4, Cap. 12, Repealed by 8 Vic. Cap. 20, Sec. 19.

NO.	DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF REPEAL.
31	7 William 4, Cap. 24, House of Industry.	An Act to authorize the erection, and provide for the maintenance of Houses of Industry in the several Districts of this Province.	So much of the first Section as vests any powers granted thereby in the Grand Juries or the Magistrates in Quarter Sessions, or limits the expenditure, and the whole of the second Section.
32	7 William 4, Cap. 39, Toronto.	An Act to alter and amend an Act passed in the fourth year of His Majesty's Reign, intituled, "An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the City of Toronto."	The whole.
33	7 William 4, Cap. 41, Toronto Markets.	An Act to establish two additional Markets in the City of Toronto.	The whole.
34	7 William 4, Cap. 42, Cobourg.	An Act to establish a Police in the Town of Cobourg, and to define the limits of the said Town.	The whole.
35	7 William 4, Cap. 41, Picton.	An Act to incorporate the Villages of Hallowell and Picton, by the name of the Town of Picton, and establish a Police therein.	The whole.
36	1 Vict. Cap. 17, Assessment, Members' Indemnity.	An Act to alter the mode of payment of wages to Members of the House of Assembly.	The whole.
37	1 Vict. Cap. 21, Township Officers.	An Act to alter and amend sundry Acts regulating the appointment and duties of Township Officers.	Sections one to thirty-one, inclusive, and thirty-six to fifty-one, inclusive.
38	1 Vict. Cap. 27, Kingston.	An Act to incorporate the Town of Kingston, under the name of the "The Mayor and Common Council of the Town of Kingston."	The whole.
39	2 Vict. Cap. 36, Kingston.	An Act to render valid the late Elections for Aldermen and Councilmen for the Town of Kingston.	Sections two, three and four.
40	2 Vict. Cap. 37, Kingston.	An Act to amend an Act passed in the first year of Her Majesty's Reign, intituled, "An Act to incorporate the Town of Kingston, under the name of the Mayor and Common Council of the Town of Kingston."	The whole.
41	2 Vict. Cap. 45, Hamilton Market.	An Act to establish a Second Market in the Town of Hamilton, to enable the Corporation of the said Town to effect a loan, and for other purposes therein mentioned.	The whole.
42	2 Vict. Cap. 46, Niagara Market.	An Act to authorize the Trustees of the Market Reserve in the Town of Niagara, to raise a sum of money for certain purposes therein mentioned.	The whole, except so much of the second Section as reserves any privileges or advantages to certain Lessees and Tenants or their Assigns.
43	3 Vict. Cap. 31, London.	An Act to define the limits of the Town of London, in the District of London, and to establish a Board of Police therein.	The whole.
44	3 Vict. Cap. 47, Toronto.	An Act to continue an Act passed in the seventh year of the Reign of His late Majesty, King William the Fourth, intituled, "An Act to alter and amend an Act passed in the fourth year of His Majesty's Reign, intituled, 'An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the City of Toronto.'"	The first Section.

## SECOND DIVISION.

*Acts of the Parliament of the Province of Canada:*

NO.	DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF REPEAL.
45	4 & 5 Vict. Cap. 10, Municipalities.	An Act to provide for the better internal Government of that part of this Province which formerly constituted the Province of Upper-Canada, by the establishment of Local or Municipal Authorities therein.	The whole.

NO.	DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF REPEAL.
46	3 Vict. Cap. 7, County and Township Divisions.	An Act for better defining the limits of the Counties and Districts in Upper-Canada, for erecting certain new Townships, for detaching Townships from some Counties and attaching them to others, and for other purposes relative to the division of Upper-Canada into Townships, Counties and Districts.	The whole, except Sections one two, five, seven, eight, nine, ten, eleven, thirteen and fifteen, together with the Schedules A and B.
47	3 Vict. Cap. 20, Fences and Water Courses.	An Act to repeal an Act therein mentioned, and to provide for the regulation of Line Fences and Water Courses in Upper Canada.	So much of the first Section as vests the appointment of Fence-Viewers in the Inhabitant Freeholders and Householders at their annual meetings.
48	3 Vict. Cap. 61, Kingston.	An Act to repeal a certain provision of the Act incorporating the Town of Kingston, and to provide for the Assessment and collection of the District Taxes in the said Town, by an Assessor and Collector to be appointed by the District Council.	The whole.
49	3 Vict. Cap. 62, Niagara.	An Act to incorporate the Town of Niagara, and to establish a Police therein.	The whole.
50	3 Vict. Cap. 63, St. Catherines.	An Act to incorporate the Town of Saint Catherines	The whole.
51	9 Vict. Cap. 40, Municipal Councils.	An Act to amend the Laws relative to District Councils in Upper Canada.	The whole.
52	9 Vict. Cap. 46, County and District Divisions.	An Act to amend the Act for defining the limits of Counties and Districts in Upper Canada.	The whole.
53	9 Vict. Cap. 51, Niagara and Queenston.	An Act to alter the mode of Assessment in the Towns of Niagara and Queenston.	The whole.
54	9 Vict. Cap. 70, Toronto.	An Act to amend the Act of Incorporation of the City of Toronto.	The whole.
55	9 Vict. Cap. 71, Cobourg.	An Act to alter and amend the Act of Incorporation of the Town of Cobourg.	The whole.
56	9 Vict. Cap. 72, Cornwall.	An Act to amend the Act of Incorporation of the Town of Cornwall, and to establish a Town Council therein, in lieu of a Board of Police.	The whole.
57	9 Vict. Cap. 73, Hamilton.	An Act to alter and amend the Act incorporating the Town of Hamilton, and to erect the same into a City.	The whole.
58	9 Vict. Cap. 75, Kingston.	An Act to incorporate the Town of Kingston as a City.	The whole.
59	10 & 11 Vict. Cap. 39, Western District Division.	An Act to divide the Western District of the Province of Canada, and for other purposes therein mentioned.	Sections one and two, Sections five to nine, inclusive, and Sections thirteen to twenty-one, inclusive.
60	10 & 11 Vict. Cap. 41, Lock-up Houses.	An Act to establish Lock-up Houses in the unincorporated Towns and Villages of Canada West.	Sections one, two and four.*
61	10 & 11 Vict. Cap. 42, Towns and Villages.	An Act to confer limited Corporate Powers on the Towns and Villages of Canada West, not specifically incorporated.	The whole.
62	10 & 11 Vict. Cap. 43, Bytown.	An Act to define the limits of the Town of Bytown to establish a Town Council therein, and for other purposes.	The whole.
63	10 & 11 Vict. Cap. 45, Dundas.	An Act to incorporate the Town of Dundas.	The whole.
64	10 & 11 Vict. Cap. 46, Kingston.	An Act to amend the tenth Section of the Act to incorporate the Town of Kingston as a City.	The whole.
65	10 & 11 Vict. Cap. 47, Prescott.	An Act to provide for an Assessment of real and personal property in the Town of Prescott, according to the annual value on rental thereof, and for other purposes.	The whole.

\*No mention of Sec. 3 here, nor in the Saving Schedule, *vide* page 113. Sec. 3 is therefore in force.

NO.	DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF REPEAL.
66	10 & 11 Vict. Cap. 48, London.	An Act to repeal the Act of Incorporation of the Town of London, and to establish a Town Council therein, in lieu of a Board of Police, and for other purposes therein mentioned.	The whole.
67	10 & 11 Vict. Cap. 49, Brantford.	An Act to incorporate the Town of Brantford.	The whole.
68	11 Vict. Cap. 12, Dundas.	An Act to amend the Act to incorporate the Town of Dundas.	The whole.

## S C H E D U L E B ,

*Containing a description of the Acts and parts of Acts saved from the operation of this Act.*

### F I R S T D I V I S I O N ,

*Acts of the Parliament of the late Province of Upper Canada.*

NO.	DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF SAVING.
1	37 Geo. 3, Cap. 10, Ferries.	An Act for the regulation of Ferries.	So much as relates to the duties of persons attending or having charge of Ferries, the penalties to be incurred by them, and the infliction and recovery thereof.
2	50 Geo. 3, Cap. 1, Highways.	An Act to provide for the laying out, amending and keeping in repair the public Highways and Roads in this Province, and to repeal the Laws now in force for that purpose.	Sections twelve and thirty-five.
3	4 William 4, Cap. 12, Line Fences, &c.	An Act to regulate Line Fences and Water Courses, and to repeal so much of an Act passed in the thirty-third year of the reign of His late Majesty King George the Third, intituled, "An Act to provide for the nomination and appointment of Parish and Town Officers within this province," as relates to the office of Fence-Viewers being discharged by Overseers of Highways and Roads.	The second and all the subsequent Sections of the Act.*
4	4 William 4, Cap. 23, Toronto.	An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the <i>City of Toronto</i> .	The proviso to the ninety-sixth section, and the whole of the ninety-seventh section.
5	7 William 4, Cap. 24, Houses of Industry.	An Act to authorize the erection, and provide for the maintenance of Houses of Industry in the several Districts of this Province.	So much of the first Section as relates to the powers and duties of Inspectors, and also Sections three, four, five and six.
6	1 Vict. Cap. 21, Township Officers.	An Act to alter and amend Sundry Acts regulating the appointment and duties of Township Officers.	Sections thirty-two, thirty-three, thirty-four and thirty-five.
7	2 Vict. Cap. 36, Kingston.	An Act to render valid the late elections for Aldermen and Councilmen for the Town of Kingston.	Section one.
8	2 Vict. Cap. 46, Niagara Market.	An Act to authorize the Trustees of the Market Reserve in the Town of Niagara to raise a sum of money for certain purposes therein mentioned.	So much of the second Section as reserves any privileges or advantages to certain Lessees and Tenants, or their assigus.
9	3 Vict. Cap. 47, Toronto.	An Act to continue an Act passed in the seventh year of the reign of His late Majesty King William the Fourth, intituled, "An Act to alter and amend an Act passed in the fourth year of His Majesty's Reign, intituled, 'An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the <i>City of Toronto</i> .'"	Section second.

\* *Error.*—The Act 4, Wm. 4, Cap. 12, repealed by 8 Vic., Cap. 20, Sec. 19.

SECOND DIVISION.  
*Acts of the Parliament of the Province of Canada.*

NO.	DATE AND SUBJECT OF ACT.	TITLE.	EXTENT OF SAVING.
10	8 Vict. Cap. 7, Division of Counties, &c.	An Act for better defining the limits of the Counties and Districts in Upper-Canada, for erecting certain new Townships, for detaching Townships from some Counties and attaching them to others, and for other purposes relative to the division of Upper-Canada into Townships, Counties and Districts.	Sections one, two, five, seven, eight, nine, ten, eleven, thirteen and fifteen, together with the Schedules A. B.
11	8 Vict. Cap. 20, Line Fences.	An Act to repeal an Act therein mentioned and to provide for the regulation of Line Fences and Water Courses in Upper-Canada.	The whole, except so much of the first Section as vests the appointment of Fence-Viewers in the Inhabitant Freeholders and Householders, at their annual meetings.
12	10 & 11 Vict. Cap. 39, Western District.	An Act to divide the Western District of the Province of Canada, and for other purposes therein mentioned,	Sections three, four, ten, eleven and twelve.
13	10 & 11 Vict. Cap. 41, Lock-up Houses.	An Act to establish Lock-up Houses in the unincorporated Towns and Villages in Canada West.	Sections five and six.

FERRIES.

*UPPER CANADA ACT, 37 GEO., III, CAP. 10.*

*An Act for the Regulation of Ferries.*

[Passed 3rd July, 1797.]

[By the Municipal Corporations Repeal Act, 12 Vict. Cap. 80, so much of this Act as vests any powers in the Magistrates in Quarter Sessions is repealed; and so much of it is continued in force as relates to the duties of persons attending or having charge of Ferries, the penalties to be incurred by them, and the infliction and recovery thereof.]

*Vide* as to Ferries, Municipal Corporations Act, 12 Vic., Cap. 81, Secs. 34 and 83.

WHEREAS it is necessary for the convenience of His Majesty's Subjects, that Ferries should be put under proper regulations within this Province: Be it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America,' and to make further provision for the Government of the said Province," and by the authority of the same, That from and after the passing of this Act, it shall and may be lawful for His Majesty's Justices of the Peace, in and for the several Districts of this Province, in their General Quarter Sessions assembled, and they are hereby authorized and empowered, from time to time, to make and ordain such rules and regulations as to them, or to the greater part of them, may appear necessary and proper to be observed and followed at such Ferry or Ferries, by the person or persons attending the same, or having the charge thereof; and also to establish and assess such rates and fees as the person or persons attending such Ferry or Ferries shall and may demand and receive for the passage of persons, cattle, carriages or wares thereof; a list or table of which rules and regulations, rates and fees, shall be set up in some conspicuous place at every such Ferry or Ferries, for public inspection; and any person

Preamble.

Quarter Sessions to ordain rules and regulations;

And to assess the rates;

Table of regulations and fees to be posted up at the ferry;

**Penalty for a Ferry-man convicted of a breach;**

**Penalty how to be recovered and disposed of.**

attending, or having charge of a Ferry, who shall be convicted before any one Justice of the Peace, of demanding or receiving any higher or greater rate or fee than such as shall be so established, assessed and allowed, or of any breach of any such rules and regulations so made and ordained, as aforesaid, shall for every such offence forfeit and pay the sum of twenty shillings, to be recovered before any one Justice of the Peace, and levied by distress and sale of the offender's goods and chattels; one half of which penalty shall be paid to the informer or informers, and the other half to the Treasurer of the District wherein the same may arise, to be applied to the public use of the District.

## HIGHWAYS.

### UPPER CANADA ACT, 50 GEO. III., CAP. 1.

*An Act to provide for the laying out, amending and keeping in repair, the Public Highways and Roads in this Province, and to repeal the Laws now in force for that purpose.*

[Passed 12th March, 1810.]

(Repealed, excepting the two following Sections.)

**What shall be deemed a common and public highway.**

XII. And be it further enacted by the authority aforesaid, That all allowances for roads made by the King's Surveyors in any Town, Township or place already laid out, or which shall be made in any Town, Township or place within this Province; and also all roads laid out by virtue of any Act of the Parliament of this Province, or any roads whereon the public money hath been expended for opening said roads throughout this Province, or whereon the Statute Labour hath been usually performed, or any roads passing through the Indian Lands, shall be deemed common and public highways, unless any such roads have been already altered according to law, or until such road or roads shall be altered according to the provisions of this Act.

**Soil and freehold of roads under the provisions of this Act, vested in His Majesty, His Heirs and Successors.**

XXXV. And be it further enacted by the authority aforesaid, That when any highway or road shall be altered, amended or laid out, under the provisions of this Act, that the soil and freehold of such highway or road, shall be thereby vested in His Majesty, His Heirs and Successors.

## HOUSES OF INDUSTRY.

### UPPER CANADA ACT, 7 WM. IV., CAP. 24.

*An Act to authorise the erection, and provide for the maintenance of Houses of Industry in the several Districts of this Province.*

[Passed 4th March, 1837.]

[So much of the first section as vests any powers granted thereby in the Grand Juries, or the Magistrates in Quarter Sessions, or limits the expenditure, and the whole of the second section are repealed.—*Vide Municipal Corporations Act, 12 Vic., Cap. 81, Sec. 41, sixthly; and also same act, Sec. 107, firstly.*]

**Preamble.**

**W**HEREAS it is expedient and necessary to provide a House of Industry in the several Districts of this Province, and to provide employment for the indigent and idle: Be it therefore enacted, &c., That

the Court of General Quarter Sessions of the Peace, to be holden in each District, after the presentment of three successive Grand Juries recommending the same, it shall be the duty of the Justices of the said District to procure plans and estimates for the erection of suitable buildings for the reception and employment of the poor and indigent, and of the idle and dissolute, and to procure or purchase a suitable site whereon to erect the same, and to contract for the erection thereof: Provided, the expense thereof shall not exceed the sum of one thousand pounds; and also to appoint five Inspectors, who shall have the inspection and government of the said House, with full power to appoint a Master, Mistress, and such needful assistance for the immediate care and oversight of the persons received into or employed in that House; which Inspectors, once every month, and at such other times as occasion may require, shall meet for the purpose of determining the best method of discharging the duties of their office, and at such meetings shall have full power to make such needful orders and regulations for the government of the said House, and to alter the same from time to time as they may think expedient, and all such by-laws for the ordering and regulating the said House, and the affairs thereof, as may be necessary, the same not being repugnant to the laws of the land.

After the presentation of three successive Grand Juries, Justices in Quarter Sessions to procure plans, purchase site, and erect a House of Industry;

Not to cost more than one thousand pounds.

II. [Repealed.]

III. And be it further enacted by the authority aforesaid, That any two of His Majesty's Justices of the Peace, or of the Inspectors appointed, as aforesaid, are hereby authorised, empowered and directed, to commit to such House, by writing under their hands and seals, to be employed and governed according to the rules, regulations and orders, of said House, any person or persons residing in the District that are by this Act declared liable to be sent thither.

Justices of the Peace may commit persons to the House of Industry.

IV. And be it further enacted by the authority aforesaid, That the person who shall be liable to be sent into, employed and governed, in the said House, to be erected in pursuance of this Act, are all poor and indigent persons, who are incapable of supporting themselves; all persons able of body to work and without any means of maintaining themselves, who refuse or neglect so to do; all persons living a lewd, dissolute, vagrant life, or exercising no ordinary calling, or lawful business sufficient to gain or procure an honest living; all such as spend their time and property in public houses, to the neglect of their lawful calling.

Who may be sent into Houses of Industry.

V. And be it further enacted by the authority aforesaid, That all Inspectors appointed in pursuance of this Act, shall keep an account of the charges of erecting, keeping, upholding and maintaining such House, together with an account of all materials found and furnished, together with the names of the persons received into such House, as well as of those discharged therefrom, and also of the earnings; one copy of which shall be presented to the Justices of the Peace of each District once in every year, or oftener when required by such Justices in General Quarter Sessions assembled, and one copy to each Branch of the Legislature.

Inspectors to keep accounts.

VI. And be it further enacted by the authority aforesaid, That all and every person committed to such House, if fit and able, shall be kept diligently employed in labour during his or her continuance there; and in case the person so committed or continued shall be idle, and not perform such reasonable task or labour as shall be assigned, or shall be stubborn, disobedient or disorderly, he, she or they, shall be punished according to the rules and regulations made or to be made for ruling, governing and punishing, persons there committed.

Persons sent to House of Industry to be diligently employed in labour.

# TOWNSHIP OFFICERS.

UPPER CANADA ACT, 1 VIC., CAP. 21.

*An Act to alter and amend sundry Acts regulating the appointment and duties of Township Officers.*

[Passed 6th March, 1838.]

(Repealed, except the following Sections.)

Pound keepers to provide themselves with enclosures, and to impound all animals unlawfully running at large, and furnish them with food and drink ;

(See 43 Geo. III. Ch. 10, Sec 4.)

If animals not claimed, and lawful demands not paid, they may, after legal notice, be sold ;

Overplus arising from sale to be returned to owner, if claimed.

How to proceed when horses, oxen or cows, are impounded, and owners are not known;

XXXII. And be it further enacted by the authority aforesaid, That it shall be the duty of any Pound Keeper appointed under the provisions of this Act, to provide himself with sufficient yards or enclosures for the safe keeping of all such animals as it may be his duty to impound, and he is hereby authorised and required to impound all animals unlawfully running at large, trespassing and doing damage, that may be delivered to him by any persons resident within his division taking up the same ; and it shall be his duty to furnish the same with necessary food and drink ; and if after the space of forty-eight hours the said animals shall not be claimed and redeemed by the owner, or some one on his behalf, paying the Pound Keeper his lawful demand and charges, and the amount of damages awarded, in the manner hereinafter mentioned, to have been done by such animals, to the person taking up the same, he shall cause a notice in writing to be affixed in three public places in the Township for at least fifteen days, which notice shall give a description of such animals, and also state the time and place at which he intends to expose the same for sale ; and if the owner of such animals, or some one in his or her behalf, does not within the time specified in such notice, as aforesaid, redeem the same, by paying to the said Pound Keeper his legal fees, which shall be regulated from time to time by the Town Wardens of each Township, who are hereby required to regulate the same, and furnish the copy or schedule to the Township Clerk for the information of the Pound Keepers, and charges, and the damages awarded to the person taking up such animals, the said Pound Keeper shall proceed to sell the same to the highest bidder, at the time and place mentioned in the said notice, which sale is hereby declared to be valid in law ; and the said Pound Keeper shall, after deducting his own legal charges and the damages awarded to the person taking up the said animals, provided he is the party injured, return the overplus (if any there be) to the original owner : Provided always, that if no person shall appear to claim the said animals within the space of three months after public notice and sale, as aforesaid, the said Pound Keeper shall pay the overplus (if any) into the hands of the Township Clerk for the time being, to be laid out and expended for the improvement of the roads and bridges within the said Township.

XXXIII. And be it further enacted by the authority aforesaid, That if any ox or oxen, horse or horses, cow or cows, shall be impounded, as aforesaid, and not claimed before the expiration of fifteen days, as aforesaid, and the owner thereof shall not be known by the said Pound Keeper, then and in that case the Pound Keeper shall not sell such ox or oxen, horse or horses, cow or cows, at the time stated in such notice, but shall postpone the sale thereof for the space of forty days, at the expiration of which time such Pound Keeper shall proceed to sell the same, and dispose of the proceeds in the manner mentioned in the last preceding

clause of this Act: Provided always, that the owner of the same may at any time before such sale redeem such animal or animals by paying demands, as aforesaid.

Owners may redeem.

XXXVI. Provided also, and be it further enacted by the authority aforesaid, That it shall be the duty of all and every person taking any animal or animals to a Pound Keeper to be impounded, at the same time, or within twenty-four hours, to state in writing to the said Pound Keeper, all demands he may have against the owner of such animal or animals, for damages done by them; and in case the owner of such animal or animals shall tender to the Pound Keeper the full sum which shall or may be awarded as damages to the party suffering the same, with the costs then incurred, such owner shall not be liable to any costs afterwards incurred, but all such subsequent costs in such case shall be borne by the party claiming extravagant damages.

Persons taking up cattle to be impounded, must state their demands in writing;

XXXV. And be it further enacted by the authority aforesaid, That it shall be the duty of the Pound Keeper, and he is hereby authorised and required, when the owner of any animal impounded shall object to the amount of damages claimed, within forty-eight hours after the same have been impounded, as aforesaid, to notify three disinterested resident freeholders or householders, farmers in the said Township, to appraise the damages, and also to judge of the sufficiency of the fence enclosing the ground wherein such animals were found doing damage; and such freeholders or householders, farmers, or any two of them, shall within twenty-four hours after the receipt of such notice, view said fence, and determine whether the same is a lawful fence according to the regulations of the Township meeting on the subject, and if so appraise the damage done; and having reduced this their award to writing, shall deliver the same, signed with their names, to the Pound Keeper, within the space of twenty-four hours after having been so notified: Provided always, that if any person shall neglect or refuse to attend to examine said damage after being notified, as aforesaid, he shall be liable to a penalty of five shillings for every such neglect or refusal, to be recovered and applied in the same manner as fines imposed by this Act for refusing or neglecting to perform Statute labour: Provided always, that the owner of any animal or animals not permitted to run at large by the regulations of such Township meeting, shall be liable for any damage done by such animal or animals, notwithstanding that the fence enclosing the premises was not of the height required by the said regulations.

Party claiming extravagant damages to pay costs.

Three freeholders may appraise damages, and determine upon the lawfulness of fences;

(See 4 Wm. IV. Chap. 12, Sec. 5.)

Persons refusing to appraise may be fined;

Persons liable for damage, if cattle unlawfully allowed to run at large.

## TORONTO CITY.

UPPER CANADA ACT, 4 WM. IV., CAP. 23.

*An Act to extend the limits of the Town of York; to erect the said Town into a City; and to incorporate it under the name of the City of Toronto.*

[Passed 6th March, 1834.]

(Repealed, excepting the following.)

XCVI. Provided always, that no person shall have a right to vote for a member to represent the County of York, or any Riding thereof, in respect to any property situate within the limits of the City of Toronto or the Liberties thereof.

No person to vote for the County, or any Riding, in respect to property within the City or Liberties.

The City of Toronto to be understood wherever the name of York occurs in any Act of Parliament, deed, &c.

Governor may change the name of any place heretofore called Toronto.

XCVII. And be it further enacted by the authority aforesaid, That whenever in any Act of Parliament, proclamation, letters patent, record, writ, or other legal proceeding, deed, will, instrument, or writing of any kind or description, the name of "York" is or shall be used, with intention to apply it to the place commonly called the Town of York, in this Province, or to any part of the Township of York, included by this Act within the said City or the Liberties thereof, the City of Toronto or the Liberties thereof shall, according to the locality, be taken to have been meant and intended, and the name Toronto shall, to all intents and for all purposes, stand in the contemplation of law in the stead and place of York, whenever the name of York is applied to any place within the said City of Toronto or the Liberties thereof, and shall be so understood and applied by all Courts, Judges and Justices, and by all persons concerned in any public act or duty; and that it shall be lawful for the Governor, Lieutenant-Governor, or Person Administering the Government of this Province, to give to any Village, Town, Township or place in this Province, now bearing the name of Toronto, such other name or names as to him may seem fit; and from the time of such name or names being changed, by official notification in the Upper Canada Gazette, all and every the provisions in this clause contained for carrying the change of name into effect, with respect to the City and Liberties of Toronto, shall in like manner to apply to and be in force in respect to such other place or places of which the name may be changed, according to the nature of the case.

•      *UPPER CANADA ACT, 3 VIC. CAP. 47.*

*An Act to continue an Act passed in the seventh year of the reign of His late Majesty King William the Fourth, intituled, "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign, intituled, 'An Act to extend the Limits of the Town of York, to erect the said Town into a City, and to Incorporate it under the name of the City of Toronto.'"*

[Passed 10th February, 1840.]

[I. *Repealed.*]

II. And be it further enacted by the authority aforesaid, That Her Majesty's Executive Councillors in and for this Province, being Justices of the Peace in and for the Home District, shall and may exercise jurisdiction over offences committed within the said City of Toronto as such Justices, any thing in the said Act, intituled, "An Act to extend the limits of the Town of York, to erect the said Town into a City, and to incorporate it under the name of the City of Toronto," to the contrary thereof notwithstanding.

[See 7, Wm. 4, Cap. 39; 4, Wm. 4, Cap. 23.]

Executive Councillors to have jurisdiction as Justices of the Peace in the City of Toronto.

# NIAGARA MARKET.

## UPPER CANADA ACT, 2 VIC., CAP. 46.

*An Act to authorise the Trustees of the Market Reserve in the Town of Niagara, to raise a sum of money for certain purposes therein mentioned.*

[Passed 11th May, 1839.]

[Repealed, with the exception of so much of the second section as reserves any privileges or advantages to certain Lessees and Tenants, or their Assigns.]

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the said Robert Dickson, John Claus, and Lewis Clement, and their successors in office of the trust, and they are hereby authorised and empowered to mortgage or place in security the said lots number sixty-five and sixty-six, to any person willing to lend the said sum of fifteen hundred pounds, on such terms as may be mutually agreed upon, for the purpose of securing the re-payment thereof with interest, such interest not to exceed six per centum per annum; saving and excepting nevertheless, to all and every lessee, tenant, or their assignees, now entitled to the occupation or interest of or in any lot heretofore leased, all those privileges and advantages vested in them, or which they or their assignees may be entitled to under and by virtue of any original lease heretofore at any time granted.

Market reservation may be mortgaged to secure the money borrowed under this Act.

# MILITIA COMMUTATION MONEY.

## ACT 4 & 5 VIC., CAP. 2.

*An Act to Amend the Militia Laws of that part of this Province formerly constituting the Province of Upper Canada.*

[Passed 17th August, 1841.]

[Revived by 12 Vic. Cap. 88.]

WHEREAS great inconvenience has been experienced in collecting fines from Aliens; And whereas apprehension exists among a numerous and deserving class of Her Majesty's Subjects in this Province, having certain conscientious scruples, that they are subject to excessive fines: Be it therefore enacted, &c., That the fifty second and fifty third sections of the Act of the Legislature of the late Province of Upper Canada, passed in the second year of Her Majesty's Reign, chapter nine, and intituled *An Act to repeal, alter and amend the Militia Laws of this Province*, be and the same are hereby repealed.

Preamble.

The 52nd and 53rd sections of the Provincial Act of Upper Canada, 2d Vic. c. 9, repealed.

II. And be it enacted, that the persons called Quakers, Mennonists, or Tunkers, shall not be compelled to serve in the Militia within that portion of this Province, which formerly constituted the Province of Upper Canada; but every person who shall profess to be one of the people called Quakers, Mennonists, or Tunkers, and shall if required produce a certificate thereof, signed by the Clerk, Pastor, Minister or Elder of the Meeting or Society to which he shall belong, shall be excused and

Quakers, Mennonists and Tunkers not to be liable to serve in the Militia in that part of the Province formerly called Upper Canada.

But such persons shall pay a certain annual sum of money in lieu of so serving.

The sum to be so paid.

Assessors to enter the names of all such persons on the Assessment rolls, and the sum each person is liable to pay.

Collection of such sums.

Application of such sums.

Duty of Path Masters applying such sums;

And in accounting for the same.

Penalty on Path Masters neglecting so to account.

Prosecution pending against Quakers, Mennonists, or Tunkers, for penalties imposed by the Act first cited, to be discontinued.

exempted from serving in the said Militia, in the said portion of this Province: Provided nevertheless, that every such person, from the age of sixteen to sixty, so claiming to be excused or exempted, shall on or before the first day of February, in each and every year after the passing of this Act, give in his name and place of residence to the Assessor or Assessors of the Town, Township or Place where he shall reside, and shall pay in each and every year in time of peace, the sum of ten shillings, and in time of actual invasion or insurrection, or when any of the Militia of the District in which such person shall reside shall be called out on actual service, the sum of five pounds; which commutation money shall be in lieu and discharge of such Militia service, and shall be applied as hereinafter provided.

III. And be it enacted, that it shall be the duty of the Assessor or Assessors in each Township within the said portion of this Province, and they are hereby required to annex a column to each and every Assessment roll of each and every Town, Township or Place in his or their respective District, and therein to insert the names of every such Quaker, Mennonist or Tunker, and also affix the sum of money so to be paid opposite thereunto, which sums of money it shall be the duty of each and every Collector in each and every Town, Township or Place within this Province, to collect, in the same manner as he is authorized by Law to collect any ordinary Assessment; and such Collector shall pay the same into the hands of the Town Clerk, to be expended within the Township where the same shall have been levied, in aid of any road tax or Assessment raised or levied therein. And the Assessor or Assessors shall transmit a list of the names of all such Quakers, Mennonists or Tunkers by him or them inserted in the Assessment roll, to the Colonel of Militia for the division in which such persons shall respectively reside, within thirty days after such Assessment Roll shall have been completed.

IV. And be it enacted, that it shall be lawful to and for the said Town Clerk of such Town, Township or Place, and he is hereby required to pay out the said monies from time to time, to the order of the Road or Path Master of the division wherein such fine shall have been levied, and to be expended on the public Roads, Highways and Bridges within such division.

V. And be it enacted, that it shall be the duty of the Path Masters in every Township or Place, and they are hereby required to apply such sum or sums of money from time to time, to the improvement of the Highways, Roads and Bridges, within such Township or Place, after the manner and form, and upon such place or places, as they shall be according to law directed, and to render an account thereof upon oath or affirmation, as the case may be, to the Clerk of such Town, Township or Place, whose duty it shall be to report the same to the Magistrates in General Quarter Sessions assembled; and if any such Path Master, or Town Clerk, shall fail to render such account, or to pay over and distribute such monies as may come into his hands as aforesaid, he shall for such default be subject to a penalty of ten pounds currency, to be recovered with costs by summary process before any one or more Justices of the peace, for the division or district in which such Town, Township or Place may lie.

VI. And be it enacted, that all proceedings in any suit, action or prosecution, which before the passing of this Act, may, under the provisions of the Provincial Act herein first above cited, have been commenced against any such Quaker, Mennonist or Tunker, as aforesaid, for the recovery of any penalty imposed by the said Act, shall cease and be discontinued from and after the passing of this Act.

# LINE FENCES AND WATER COURSES.

ACT 8 VIC., CAP. 20.

*An Act to repeal an Act therein mentioned, and to provide for the regulation of Line Fences and Water Courses in Upper Canada.*

[Passed 17th March, 1845.]

[So much of the first section repealed as vests the appointment of Fence Viewers in the inhabitant freeholders and householders, at their annual meetings.—*Vide Municipal Corporations Act, 12 Vic., Cap. 81, Sec. 31, fifthly.*]

**W**HEREAS it is expedient to repeal the Act hereinafter mentioned, and to make better provision for the regulation of Line Fences and Water Courses in Upper Canada: Be it therefore enacted, &c., That it shall and may be lawful for the inhabitant freeholders and householders of each and every Township in that part of this Province formerly Upper Canada, at their annual Township Meeting for the election of Township Officers, to choose from among the inhabitants of the said Township, in the same manner as by law other Township Officers are chosen, not less than three nor more than twelve fit and proper persons to serve the office of Fence Viewers, who shall perform the duties hereinafter prescribed to Fence Viewers, which Fence Viewers are hereby declared to be Township Officers within the meaning of the Act of Upper Canada passed in the first year of Her Majesty's Reign, and intituled, *An Act to alter and amend sundry Acts regulating the appointment and duties of Township Officers*, and shall accordingly make the like declaration, and shall be liable to all the penalties by the said Act imposed for neglect or refusal to perform their duties, and shall be bound by all the provisions thereof applicable to Township Officers generally.

II. And be it enacted, That each of the parties occupying adjoining tracts of land, shall keep up, make and repair, a fair and just proportion of the Division or Line Fence between their several tracts of land, which Line Fence shall be made on the line dividing such tracts of land, and equally on either side thereof: and that where there shall be a dispute between the parties as to the commencement or extent of the part of the said Division or Line Fence which either party may claim or refuse to make or repair, it shall and may be lawful for either party to submit the same to the determination and award of three Fence Viewers, which Fence Viewers are hereby authorized and required, upon being duly notified by either party in such case, to attend at the time and place stated in such notice, and after being satisfied that the other party or parties in the case have been duly notified to appear at the same time and place, to proceed to examine the premises; and such Fence Viewers or any two of them shall determine any and every dispute in the matter aforesaid between the said parties: And the award and determination of such Fence Viewers or any two of them on the matters aforesaid, shall be binding on the parties as far as concerns the making or repairing of such Division or Line Fence, and from thenceforth the occupier or occupiers of the said tracts or parcels of land shall respectively make and repair and keep in repair that part of such Division or Line Fence which shall have been assigned in such award or determination to the occupier or occupiers of such tract or parcel of land, which determination and award shall be made in writing and signed by such Fence Viewers or a majority of them and filed with the Town Clerk, and a copy of the same if so required given to each of the said parties: Provided always, that when by reason of any material change of circumstances in respect to the improvement and occupation of adjacent lots or

Preamble.

Fence Viewers to be chosen at Township Meetings, and to be Township Officers within the meaning of 1 Vict. cap. 4.

Fence Viewers shall have power, on the application of parties being neighbours, to assign to each the share of the Line Fence he is bound to keep up.

Award how to be made and enforced.

Proviso, in certain cases, a new award may be obtained.

parcels of land, an award which has been made under this Act shall cease, in the opinion of either of the parties, to be equitable between them, it shall be in the power of either to obtain another award of Fence Viewers by the same mode of proceeding as is hereinbefore directed: and that if the Fence Viewers who shall have been called upon to make such subsequent award shall find no reason for making an alteration, the whole cost of such reference shall be borne by the party at whose instance it shall have been made.

If either party refuse to make his share of a Line Fence, the other party may make it and recover the costs.

III. And be it enacted, That if any party who may be in the occupation of any tract or parcel of land, shall neglect or refuse to make or repair (as the case may be) an equal or just proportion of the Division or Line Fence between such tract or parcel of land and the adjoining tract or parcel of land, for a period of thirty days after being required by a demand in writing, by the party occupying such adjoining tract or parcel of land, or after the award of the Fence Viewers as aforesaid, to make or repair such equal or just proportion of the Division or Line Fence, or if the party making the demand shall for such period neglect or refuse to make or repair an equal or just proportion of the Division or Line Fence, it shall and may be lawful for either of the said parties, after first completing his own proportion of such Fence, to make or repair, in a substantial manner and of good sound materials, the whole or any part of the said Division or Line Fence, which ought to have been by the other party made or repaired, and to recover, in the manner herein-after mentioned, of the party who may have neglected or refused in manner aforesaid to make or repair such proportion of the Division or Line Fence, the just and full value of such proportion not exceeding the sum of two shillings and six pence per rod, to be ascertained and determined in the manner hereinafter provided: Provided always, that any Fence coming within the meaning and intent of the resolution adopted by the inhabitant householders and freeholders, at their last annual Township Meeting, shall be considered by all Fence Viewers to be a lawful Fence, and when no such resolution shall have been adopted, then and in that case it shall be lawful for such Fence Viewers, when called upon, to exercise their own judgment and decide what they consider to be a lawful Fence.

Proviso: a Fence shall be considered sufficient if it be within the description declared to be so by resolution of the Township meeting. If there be no resolution, Fence Viewers to have a discretion.

A Justice of the Peace may enforce payment of the costs of the Fence made by a party for his neighbour under the next preceding section, first procuring a report of Fence Viewers.

IV. And be it enacted, That it shall and may be lawful for any Justice of the Peace, residing within the Township in which such Fence may be situated, and if there be no such Justice residing in the said Township, then any other Justice of the Peace residing in any adjacent Township, and he is hereby required, upon the demand of any party interested, to issue a Summons under his hand and seal directed to three Fence Viewers (by their proper names) of the Township in which such Fence is situated, requiring them to attend at the place and on the day and hour therein mentioned, to view such Fence and to appraise the same; and also to issue a Summons to the party so having neglected or refused to make or repair such proportion of the Division or Line Fence, (who shall thenceforth be considered as the party defendant in the case,) requiring him or them to appear at the same time and place, to shew cause why the party claiming payment as aforesaid (who shall thenceforth be considered as the party plaintiff in the case) should not recover the same.

Duty of the Fence Viewers in making such report.

V. And be it enacted, That such Fence Viewers, upon being personally served at least four days previously with such summons, and any two of them being there then present, and after having duly examined the Fence and received evidence, which, if required by either party, and if the said Fence Viewers shall think it expedient, shall be given under oath, they or any two of them shall determine whether the said

party plaintiff is entitled to recover any or what sum from the party defendant under the provisions of this Act; and in all cases where the commencement or extent of the part of such Division or Line Fence which each should make or repair has not been determined by the award of Fence Viewers as aforesaid, the said Fence Viewers or any two of them shall determine the same, (which determination shall be final and binding on the occupiers of the said tracts or parcels of land, and have the same effect as if it had been made by the Fence Viewers in the manner first before mentioned,) and shall report their determination upon the matters aforesaid in writing under their hands to the Justice by whom the Summons shall have been issued, and shall also, in all cases where they determine that the plaintiff or plaintiffs is or are entitled to recover any thing from the defendant or defendants, state what distance of Fence they have determined that the defendant or defendants should have made or repaired; and the said Fence Viewers, if they shall be required by either party, before they shall have made a report as aforesaid to the said Justice, shall give to such party requiring the same a true copy of their said determination.

To what point the report shall extend.

VI. And be it enacted, That if either of the said parties shall desire to procure the attendance of any person or persons to give evidence before such Fence Viewers, it shall and may be lawful for the said Justice to issue, upon the application of either of the said parties, a Summons to any person or persons to attend as a witness or witnesses before the said Fence Viewers at the time and place mentioned in the said Summons to the Fence Viewers; and that the said Fence Viewers, when met as aforesaid at the time and place mentioned in the Summons, shall be and are hereby authorized, whenever it shall be desired by either party or they shall think it proper, to administer an oath to any witness, which oath shall be in the following form: "You do solemnly swear that you will true answer make to such questions as may be asked of you by either of the Fence Viewers now present, touching the matters which they are now to examine and determine: So help you God." And if any person giving evidence as aforesaid under oath shall be guilty of false swearing, he shall be guilty of wilful and corrupt perjury, and upon conviction thereof shall be liable to the same punishment and disabilities to which persons convicted of that offence in other cases are now by law liable.

Copy may be required by either party.

Witnesses may be summoned.

And sworn.

The oath.

False swearing to be perjury.

The Report shall be transmitted by the Justice to the Clerk of the Division Court.

Execution to issue thereon.

Costs.

Proviso, delay before execution.

VII. And be it enacted, That the said Justice to whom the determination of the Fence Viewers shall be returned as aforesaid, shall transmit the same to the Clerk of the Division Court having jurisdiction over the said Township, and certify and transmit a copy thereof to the Township Clerk, to be entered in the book in which the Township proceedings are recorded, and thereupon the said Clerk of the said Division Court shall issue an execution against the goods and chattels of the said defendant or defendants, in the same manner as if the party in whose favour the said determination shall have been made, had recovered judgment in the said Court for the sum which the said Fence Viewers shall have determined as aforesaid he was entitled to receive, with such costs as are hereinafter provided and to be allowed: Provided also, that no such Writ of Execution shall be issued until after the expiration of forty days from the time of such determination.

VIII. And be it enacted, That when any party shall cease to occupy or improve his land, or shall lay the enclosure before under improvement, in common, the said party or parties shall not have a right to take away any part of the Division or Line Fence adjoining to the next enclosure that is improved or occupied, provided the party occupying the lands adjoining the same will allow and pay therefor so much as the

Provision as to Fences adjoining lands which, after being improved, are left in common, and when the lands after being

unimproved become improved.

Fence Viewers or a majority of them shall in writing determine to be the reasonable value thereof; and whenever any lands which have laid unimproved and in common shall be afterwards enclosed or improved, the occupier or occupiers thereof shall pay for their fair or just proportion of the Division or Line Fence standing upon the divisional line between the same land and the land of the enclosure of any other occupant or proprietor, the value thereof to be ascertained and set forth in writing by three Fence Viewers, in case the parties shall not agree among themselves, and the amount of such value may be recovered according to the proportions so estimated, in the same manner and form as hereinbefore provided respecting the making and keeping in repair Division or Line Fences.

In what case only any party may remove his portion of a Line Fence.

IX. And be it enacted, That in no case shall any person be authorized to take away any part of the Division or Line Fence which to the said party may belong, adjoining to the next enclosure which is improved or occupied, unless the party or parties occupying the lands adjoining the same, refuse, after demand made in writing by the person or persons purposing to remove part of any Line Fence, to pay for the same as aforesaid; nor without first giving due notice to such party for at least twelve months previously to the removal of the same.

Provision as to Water Fences.

X. And be it enacted, That when a Water Fence or a Fence running into the water is necessary to be made, the same shall be made in equal parts, unless by the parties otherwise agreed; and in case either party shall refuse or neglect to make or maintain the share to such party belonging, similar proceedings shall or may be had, as in other cases of the like kind respecting other Fences in this Act mentioned.

Duty of Fence Viewers as to lands bounded by brooks, &c.

XI. And be it enacted, That when lands belonging to or occupied by different persons, are subject to be fenced and bounded upon or divided from each other by any brook, pond, or creek, which of itself is not a sufficient fence, in such case, if the parties disagree, the same may be submitted to three Fence Viewers, as heretofore provided; and if in the opinion of such Fence Viewers, such brook, river, pond, or creek, is not of itself a sufficient barrier, and that it is impracticable to fence at the true boundary line, they shall judge and determine how or on which side thereof the Fence shall be set up and maintained, or whether partly on one side and partly on the other, as to them shall appear just, and reduce their determination to writing as heretofore provided in other cases; and if either of the parties shall refuse or neglect to keep up or maintain the part of the Fence to such party belonging, according to the Fence Viewers' determination in writing as aforesaid, the same may be done and performed as is in this Act before provided in other cases, and the delinquent party shall be subject to the same costs and charges, and to be recovered in like manner.

Penalty for not obeying their award.

Powers and duties of Fence Viewers with regard to Ditches or Water Courses in which two or more parties shall be interested.

XII. And whereas it is expedient to provide for the opening of Water Courses in Upper Canada: Be it therefore enacted, That in all cases when it shall be the joint interest of parties resident to open a Ditch or Water Course for the purpose of letting off surplus water from swamps or sunken miry lands in Upper Canada, in order to enable the owners or occupiers of such swampy or sunken lands to cultivate or improve the same, it shall be the duty of such several parties to open a just and fair proportion of such Ditch or Water Course according to the several interests that such parties may have in the same; and in cases where a dispute shall or may arise as to the part, width, depth, or extent that any party so interested ought to open or make, the same may be referred to three Fence Viewers, in the same way and manner as is heretofore by this Act provided in cases of disputes between parties relative to Line

Division Fences; and it shall be the duty of such Fence Viewers to whom such matters shall be referred, to divide or apportion such Ditch or Water Course among the several parties, in such way as in the opinion of such Fence Viewers shall be a just and equitable proportion having due regard to the interest each of the parties shall have in the opening of such Ditch or Water Course; and the Fence Viewers at the same time decide what length of time shall be allowed to each of the said parties to open his share of such Ditch or Water Course; and the determination or award of such Fence Viewers shall be made in the same manner, and have the same effect in regard to Ditches or Water Courses as is provided by this Act in regard to Division or Line Fences.

XIII. And be it enacted, That when it shall appear to such Fence Viewers that the owner or occupier of any tract or parcel of land is not sufficiently interested in the opening of such Ditch or Water Course to make him a party, and at the same time that it is necessary that such Ditch should be continued across his land by the other party or parties at his or their own expense, they may award the same in manner and form aforesaid; and upon such award, such party or parties may lawfully open such Ditch or Water Course across such land as aforesaid at his or their own expense, without being deemed to have committed a trespass by so doing.

Provision as to a Water Course crossing the land of a party not otherwise interested.

XIV. And be it enacted, That if any party shall neglect or refuse upon demand made in writing as aforesaid, to open or make and keep open his share or proportion allotted or awarded to him by such Fence Viewers as aforesaid, within the time allowed by such Fence Viewers, either of the other parties may, after first completing his own share or proportion allotted to him in manner aforesaid, open the share or proportion allotted to such party neglecting or refusing to open the same, and such party so opening such other party's share shall be entitled to recover not more than the sum of two shillings per rod from the party so neglecting or refusing to open his share or proportion, in the same manner as is in this Act provided relative to Line and Division Fences.

Provision in case any party shall refuse to make his share of a Water Course.

XV. And be it enacted, That any party who may be in possession of any part of an allowance for road laid out as such in the rear of his lot, in the original survey of any Township in Upper Canada, the same being enclosed by a lawful Fence, and which road, from particular circumstances, may not be travelled or required to be used by the public for the time being, by reason of any other road or roads, being used in lieu thereof, or because the same has not been open for public travel, shall be deemed and taken to be legally possessed of that part of such road as against any other private party: Provided always, that in any such case the said possession shall cease and determine, upon an order from any two Justices of the Peace for the District in which such allowance for road may be situate, being made and directed to the proper Township Officer requiring him to open the same.

A party may take lawful possession of the allowance for road in rear of his lot, in certain cases and on certain conditions.

Proviso.

XVI. And be it enacted, That the following fees, and no more, shall be received by the different parties acting under the provisions of this Act, that is to say:

Fees for services under this Act.

*To the Justice of the Peace:*

For Summons to Fence Viewers, one shilling and three pence.

For Subpœna, which may contain three names, one shilling and three pence.

For transmitting copy of Fence Viewers' determination to Division Court and to Township Clerk, one shilling and three pence.

*To the Fence Viewers:*

Five shillings per day each; if less than half a day employed, two shillings and six pence.

*To the Bailiff or Constable employed:*

For serving Summons or Subpœna, one shilling.

Mileage—per mile, four pence.

*To Witnesses—per day each, two shillings and six pence.*

Fees actually paid to be included in the execution.

XVII. And be it enacted, That the fees hereinbefore allowed shall be included in the execution to be issued by the Clerk of the Division Court as aforesaid, upon the party in whose favour the determination of the Fence Viewers shall be made, making an affidavit that the same have been duly paid and disbursed to the said parties respectively, (and which affidavit the said Clerk is hereby empowered to administer), and when recovered shall be paid over by the said Clerk to the said party entitled to recover the same.

Interpretation clause.

XVIII. And be it enacted, That the words "Upper Canada" wherever they occur in this Act shall mean all that part of this Province which formerly constituted the Province of Upper Canada; that the word "party" in this Act shall include any person or persons, body or bodies politic or corporate; and that all words importing the singular number or the masculine gender only, shall include several persons, matters or things of the same kind as well as one person, matter or thing, and females as well as males, unless there be something in the subject or context inconsistent with such interpretation.

Act of U. C.  
4 William IV.  
c. 13, repealed.

Proviso.

XIX. And be it enacted, That the Act of the Legislature of Upper Canada, passed in the fourth year of the Reign of His late Majesty King William the Fourth, and intituled, *An Act to regulate Line Fences and Water Courses, and to repeal so much of an Act passed in the thirty-third year of His late Majesty King George the Third, intituled, "An Act to provide for the nomination and appointment of Parish and Town Officers within this Province," as relates to the office of Fence Viewers being discharged by Overseers of Highways and Roads*, shall be and the said Act is hereby repealed upon, from and after the first day of April next: Provided always, that the repeal of the said Act shall not be construed to revive any Act or part of an Act thereby repealed.

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## TAX ON DOGS.

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ACT 8 V.I.C., CAP. 57.

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*An Act to empower the District Councils of Municipal Districts, and Boards of Police of Incorporated Towns in Upper Canada, to impose a Tax on Dogs, within their respective Districts and Towns.*

Preamble.

4 and 5 Vict.  
cap. 10.

WHEREAS it is expedient to empower the District Councils and Boards of Police in Upper Canada to impose a Tax on Dogs, and to make By-laws respecting the keeping of Dogs, and for preventing their running at large: Be it therefore enacted, &c., That in addition to the purposes for which, by the thirty-ninth section of the Act passed in the fourth and fifth years of Her Majesty's Reign, and intituled, *An Act to provide for the better internal government of that part of this Province which formerly constituted the Province of Upper Canada, by the establishment of*

[Passed 29th March, 1845.]

*Local or Municipal authorities therein*, the District Councils of the several Districts in Upper Canada are empowered to make By-Laws, it shall be lawful for each of the said District Councils, respectively, to make By-Laws for the following purpose, that is to say,—For regulating the time at which Dogs shall be permitted to run at large within the District, and for imposing a Tax upon the owners of Dogs, and for obliging the owners to keep collars on their Dogs, with the name of such owner thereon, and for the destruction of Dogs not claimed by any person as the owner, and running at large contrary to any such By-Laws: Provided always, that no Tax to be imposed by any District Council on the owners of Dogs shall, in any case, exceed the sum of five shillings in any one year, for each Dog over six months old: Provided also, nevertheless, that such By-Laws shall not extend or be construed to extend to any incorporated City or Town in Upper Canada: And provided also, that every Farmer in any District shall be entitled to keep one Dog for farm use, without paying any Tax for such Dog under this Act.

District Councils in U. C. empowered to make By-laws respecting dogs running at large,—to tax the owners, &c.

II. And be it enacted, That except so far as it is otherwise provided by this Act, such By-Laws shall be in all respects subject to the provisions of the Act first above cited, with regard to the By-Laws which any District Council is thereby empowered to make.

Exceptions.

Such By-laws subject to provisions of 4 & 5 Vict. cap. 10.

III. And be it enacted, That the monies coming into the hands of any District Treasurer, and arising from any Tax or penalty imposed by any such By-Law as aforesaid, shall form part of the District Funds, and shall be subject to the same provisions as any other monies forming part of the said funds.

Monies accruing therefrom to become District funds.

IV. And be it enacted, That it shall and may be lawful for any Board of Police within any Town by law entitled to the same, to make such By-Laws, Ordinances and Regulations, for the like purposes, within the said Towns, as they shall see fit: Provided always, that it shall not be lawful for any such District Council or Board of Police to order the destruction of any Dogs running at large within the limits of the said Town, unless a Proclamation, signed by the Warden and Chairman of such District Council, or by the President of such Board of Police, shall have been published at least two days before such order.

Boards of Police may make ordinances for like purposes; and destroy dogs after Proclamation.

V. And be it enacted, That all sum or sums of money levied within any such incorporated Town, under the provisions of this Act, shall be applied for the general purposes of the said Town, in such manner as shall be directed, from time to time, by the Board of Police within the same.

Monies levied in towns under this Act to be applied to general purposes of town.

VI. And be it enacted, That for all the purposes of this Act, it shall be deemed and held sufficient proof of the ownership in any Dog upon which a Tax may be levied, if the said Dog is known to the Assessor of any Township or Incorporated Town aforesaid, to frequent any dwelling or lodging house as a home, and the owner or occupier of such dwelling or lodging house shall be held liable for the payment of the Tax on any such Dog, and in any action or suit for alleged injury or damage committed by such Dog, the return of the Assessor designating such ownership, shall be deemed and held to be *prima facie* evidence of such ownership, and further, that any person being generally or frequently attended or followed by any Dog, shall be deemed and considered, for all the purposes of this Act, as *prima facie* owner thereof, and liable as such owner for the payment of such Tax, or for all injuries or damages committed by such Dog.

What shall be deemed proof of ownership of a dog.

VII. And be it enacted, That this Act may be repealed, altered or amended, by any Act of the Parliament of this Province to be passed during the present Session.

Act may be altered.

# ALLOWANCES FOR ROADS.

ACT 9 VIC., CAP. 8.

*An Act to prevent the opening of Government Allowances for Roads without an order from the District Council of the District in which the said Allowances are situate.*

[Passed 18th May, 1846.]

Preamble.

No Government allowance for roads to be opened unless by an order of the District Council.

Proviso.

WHEREAS in consequence of roads established by Law, parallel or near to Government allowances for roads and in lieu thereof, the said allowances for roads have for years remained closed and in the possession of private persons; And whereas great inconveniences may arise in consequence of the said allowances being thrown open without due notice thereof being given: Be it therefore enacted, &c. That from and after the passing of this Act no allowance for road shall be opened unless an Order ordering the same to be opened shall be first made by the District Council of the District in which the allowance is situated: Provided always, that no such Order shall be made unless a notice in writing that an application for that purpose will be made shall have been given to the party in possession of such allowance for road, at least eight days previous to the meeting of the District Council at which such application is intended to be made.

# WESTERN DISTRICT.

ACT 10 & 11 VIC., CAP. 39.

*An Act to divide the Western District of the Province of Canada, and for other purposes therein mentioned.*

[Passed 9th July, 1847.]

[Repealed with the exception of the following Sections.]

The District Councillors for the said County of Kent to procure plans for a Court House and Gaol.

Where the said Gaol and Court House shall be erected.

III. And be it enacted, That the District Councillors for the Townships in the said County of Kent, shall and they are hereby authorized, at a Public meeting to be by them holden for that purpose, at some convenient place, within the said Town of Chatham, so soon after the passing of this Act as may be convenient, (a notice signed by a majority of the said Councillors calling such meeting and fixing upon the time and place thereof having been served at least ten days before that fixed for the meeting, on each of the Councillors entitled to attend the same,) to procure by such means as to the said Councillors, or the major part of them present at such meeting, or at any adjourned meeting of the said Councillors, shall seem fitting and proper, plans and elevations of a Gaol and Court House, to be laid before them for the purpose of thereafter selecting and determining upon one by the Councillors then and there assembled as aforesaid.

IV. Provided always, and be it enacted, That such Gaol and Court House for the said District of Kent shall be erected on the ground reserved as a site for a Gaol and Court House in the said Town of Chatham, which ground and the said Court House and Gaol shall be from and after the Proclamation aforesaid, vested in the District Council of the said District of Kent, until which time the same shall be

and are hereby vested in the Building Committee hereinafter mentioned.

X. And be it enacted, That it shall and may be lawful for the Councillors for the Townships in the said County of Kent, so assembled as aforesaid, and they are hereby empowered by an order of such meeting, to authorize and direct the Treasurer so to be appointed as aforesaid, to raise by loan, from such person or persons, bodies corporate or politic, as may be willing to lend the same on the credit of the rates and assessments to be raised, levied and collected in the said intended District, a sum not exceeding three thousand pounds, to be applied in defraying the expense of building the said Court House and Gaol.

The said Councillors may authorize a loan to be raised by the Treasurer of the Building Committee.

XI. Provided always, and be it enacted, That the money so borrowed under the authority of this Act shall not be at a higher rate of interest than six per centum per annum; and the Treasurer for the said intended District for the time being, shall annually, until the loan so raised, with the interest accruing thereon, shall be paid and discharged, apply towards the payment of the same a sum of not less than one hundred pounds, together with the lawful interest upon the whole sum which may from time to time remain due, from and out of the rates and assessments so coming into his hands, for the use of the said intended District.

Amount to be borrowed.

XII. And be it enacted, That no Treasurer hereafter to be appointed, either by the said meeting, or by the Councillors of the said intended District, shall be entitled or authorized to receive any poundage or percentage upon any sum or sums of money which shall or may be loaned under the authority of this Act, or which may come into his hands, or for paying out any sum or sums of money, in discharging and liquidating such loan with the interest thereon as aforesaid.

No more than legal interest to be paid.

Interest and capital how to be paid.

No Treasurer to receive any percentage on monies coming into his hands under this Act.

## LOCK-UP HOUSES.

ACT 10 & 11 VIC., CAP. 41.

*An Act to establish Lock-up-Houses in the unincorporated Towns and Villages of Canada West.*

[28th July, 1847.]

[Repealed, except the following Clauses.\*]

III. And be it enacted, That it shall be lawful for each such District Council to establish a Lock-up-House in any such Town or Village containing not less than one hundred adult inhabitants, and not being distant less than ten miles from the District Town: And that the said Lock-up-Houses shall be severally placed in the charge and keeping of a Constable, to be specially appointed for that purpose by the Magistrates of the District in which such Town or Village may be situated, at any General Quarter Sessions of the Peace for the said District; and such Constable shall be resident in such Town or Village, and be one of the Constables of the Township in which such Town or Village may be situated, and the said Justices in Quarter Sessions may allow such salary or fees as they may think proper to such Constable.

District Councils to establish Lock-up Houses and the Magistrates in Q. S. to appoint Keepers and fix their salaries.

\* Section 3 is not mentioned in the repealing Schedule of the Act 12 Vic., cap. 80; nor is it mentioned in the saving Schedule. We take it, therefore, that the clause is still in force,

Justices of the Peace residing in or near the Town or Village, may commit persons charged with certain crimes to the Lock-up House.

\* Sic.

V. And be it enacted, That it shall be lawful for any Justice of the Peace, residing at or near any Town or Village where a Lock-up-House may have been established, or nearer to the same than to the District Town, to authorize by written order to\* confinement or detention therein of any person or persons who may be charged on oath with having committed any criminal offence, and whom it may be lawful and necessary to detain until such person may be examined and fully committed for trial to the Common Jail, or dismissed as the case may be, so as such confinement or detention shall not exceed the period of two days: And also, all persons found in the streets or highways in a state of intoxication, and all persons who may have been convicted of unlawfully desecrating the Sabbath, and generally all persons convicted, on view of such Justice of the Peace, or on the oath of one or more credible witnesses, of any offence cognizable by the law of that part of this Province, formerly Upper Canada, so as such detention or confinement in any of the last mentioned cases shall not exceed the period of twenty four hours: And to authorize the detention therein of any person committed to the Common Jail, until such person can be conveyed to such Jail.

Expense of conveying prisoners to Lock-up Houses how defrayed.

VI. And be it enacted, That the expense of conveying any prisoner to, and detaining and keeping him or her in any such Lock-up-House, shall be defrayed in the same manner as the expense of conveying such prisoner to and keeping him or her in the Common Jail of the District would by law be.

## COUNTY DIVISIONS ACT, U. C.

### 8 V.I.C., C A P. 7.

*An Act for better defining the limits of the Counties and Districts in Upper Canada, for erecting certain New Townships, for detaching Townships from some Counties and attaching them to others, and for other purposes relative to the division of Upper Canada into Townships, Counties, and Districts.*

[It is unnecessary to publish here, the whole of the unrepealed parts of this Act, but the following Schedule will be useful for reference, in connection with the Acts 12 Vic. caps. 78, 79, and 96, on pages 80 to 94, inclusive, of this Manual.]

[Passed 10th February, 1845.]

### SCHEDULE B.

#### COUNTIES AND RIDINGS.

Addington.

*Addington,—* (Which for the purpose of representation in the Legislative Assembly shall be united as it now is with the County of Lennox,) shall include and consist of the Townships of Amherst Island, Camden, Ernesttown, Kaladar, Sheffield and Anglesea.

Carleton.

*Carleton,—* Which shall include and consist of the Townships of Fitzroy, Goulbourn, that part of North Gower on the North side of the Rideau River, Gloucester, Huntley, March, Marlborough, Nepean, Osgoode and Torbolton, and, except for the purposes of representation in the Legislative Assembly, the Town of Bytown. [See 9 Vic. Chap. 46.]

Dundas.

*Dundas,—* Which shall include and consist of the Townships of Mountain, Matilda, Winchester, and Williamsburgh.

Durham.

*Durham,—* Which shall include and consist of the Townships of Clarke, Cavan, Cartwright, Darlington, Hope and Manvers.

Essex.

*Essex,—* Which shall include and consist of the Townships of Anderdon, Colchester, Gosfield, Maidstone, Mersea, Malden, Rochester, and Sandwich.

*Frontenac*,—Which shall include and consist of the Townships of Bedford, Barrie, Clarendon, Hinchinbrooke, Kingston, Kennebec, Loughborough, Olden, Oso, Portland, Pittsburgh, which shall include Howe Island, Palmerston, Storington, and Wolfe Island, and, except for the purposes of representation in the Legislative Assembly, the Town of Kingston. Frontenac.

*Glengarry*,—Which shall include and consist of the Townships of Charlottenburgh, Kenyon, Lochiel, and Lancaster, and the Indian Reservation adjoining the said Townships of Charlottenburgh and Kenyon. Glengarry.

*Grenville*,—Which shall include and consist of the Townships of Augusta, Edwardsburgh, South Gower, Oxford, Woolford, and that part of North Gower, lying on the south side of the River Rideau, which shall be attached to and form part of the Township of South Gower. [See 9 Vic. Cap. 46.] Grenville.

*Haldimand*,—Which shall for all purposes include the Townships of Cannborough, Cayuga, Dunn, Moulton, Sherbrooke,—and for the purposes of representation in the Legislative Assembly and of registration of titles only, the Townships of Seneca, Oneida, Rainham and Walpole. Haldimand.

*Halton*,—Which shall include and consist of the Townships of Beverley, Esquesing, East Flamborough, West Flamborough, Nassagaweya, Nelson, and Trafalgar, and for all purposes except that of representation in the Legislative Assembly, the Township of Dumfries, and for the purpose of representation in the Legislative Assembly only, the Township of Erin. Halton.

*Hastings*,—Which shall include and consist of the Townships of Elzevir, Grimsthorpe, Hungerford, Huntingdon, Lake, Marmora, Madoc, Rawdon, Sydney, Tudor, Thurlow and Tyendinaga. Hastings.

*Huron*,—Which shall include and consist of the Townships of Ashfield, Biddulph, Blanchard, Colborne, Downie, Ellice, South Easthope, North Easthope, Fullerton, Goderich, Hibbert, Hay, Hullet, Logan, McKillop, McGillivray, Stephen, Stanley, Tuckersmith, Usborne, and Wawanosh. Huron.

*Kent*,—Which shall include and consist of the Townships of Bosanquet, Brooke, Camden, Chatham, Dawn, East Dover, West Dover, Enniskillen, Howard, Harwich, Moore, Orford, Plympton, Raleigh, Romney, Sarnia, Sombra, East Tilbury, West Tilbury, Warwick, and Zone. Kent.

*Lanark*,—(Which for the purpose of representation in the Legislative Assembly, shall be united as it now is, with the County of Renfrew,) shall include and consist of the Townships of Bathurst, Beckwith, Drummond, Dalhousie, Darling, North Elmsley, North Burgess, Levant, Lanark, Montague, Ramsay, North Sherbrooke, South Sherbrooke. Lanark.

*Leeds*,—Which shall include and consist of the Townships of Bastard, Burgess, North Crosby, South Crosby, Elmsley, Elizabethtown, Kitley, Lansdown, Leeds, Yonge, and Escott, and except for the purposes of representation in the Legislative Assembly the Town of Brockville. Leeds.

*Lennox*,—(Which shall for the purpose of representation in the Legislative Assembly, be united as it now is, to the County of Addington,) shall include and consist of the Townships of Adolphustown, Fredericksburgh, Fredericksburgh additional and Richmond. Lennox.

*Lincoln*,—Which shall include and consist of the Townships of Caistor, Clinton, Gainsborough, Grantham, Grimsby, Louth, Niagara, and (except for the purposes of representation in the Legislative Assembly,) the Town of Niagara. Lincoln.

*Welland*,—Which shall include and consist of the Townships of Bertie, Crowland, Humberstone, Pelham, Stamford, Thorold, Wainfleet, and WilloUGHby. Welland.

*Middlesex*,—Which shall include and consist of the Townships of Adelaide, Aldborough, Bayham, Carradoc, Delaware, Dorchester, Dunwich, Eksfrid, Lobo, London, Metcalfe, Mosa, Malahide, Southwold, Westminster, Williams, Yarmouth, and (except for the purposes of representation in the Legislative Assembly,) the town of London. Middlesex.

*Norfolk*,—Which shall for all purposes include the Townships of Charlotteville Houghton, Middleton, Townsend, Woodhouse, Windham, Walsingham, and Long Point, and Ryerson's Island in Lake Erie;—and (for all purposes except that of representation in the Legislative Assembly, and that of registrations of titles,) the Townships of Rainham and Walpole. Norfolk.

*Northumberland*,—Which shall include and consist of the Townships of Alnwick, Cramahé, Hamilton, Haldimand, South Monaghan, Murray, Percy and Seymour. Northumberland.

Oxford.—Which shall include and consist of the Townships of Blandford, Blenheim, Burford, Dereham, Nissouri, North Oxford, East Oxford, West Oxford, Oakland, Norwich, East Zorra, and West Zorra.

Peterborough.—Which shall include and consist of the Townships of Asphodel, Belmont, Burleigh, Bexley, Dummer, Douro, Ennismore, Emily, Eldon, Fenelon, Harvey, Methuen, Mariposa, Otonabee, Ops, Smith, Somerville, Verulam, and North Monaghan.

Prescott.—Which shall include and consist of the Townships of Alfred, Caledonia, East Hawkesbury, West Hawkesbury, Longueil, and Plantagenet.

Prince Edward.—Which shall include and consist of the Townships of Athol, Ameliasburgh, Hillier, Hallowell, Marysburgh, and Sophiasburgh.

Renfrew.—(Which shall, for the purpose of representation in the Legislative Assembly, be united as it now is with the County of Lanark,) shall include and consist of the Townships of Admaston, Blithfield, Bagot, Bromley, Horton, Macnab, Packenham, Pembroke, Ross, Stafford, and Westmeath.

Russell.—Which shall include and consist of the Townships of Clarence, Cumberland Cambridge, and Russell.

Simcoe.—Which shall include and consist of the Townships of Adjala, Artesia, Collingwood, Essa, Flos, West Gwillimbury, Innisfil, Medonte, Matchedash, Mulmur, Mono, Notawasaga, Osprey, Oro, North Orillia, South Orillia, Saint Vincent, Sunnidale, Tay, Tecumseh, Tosoronto, Tiny, Euphrasia, and Vespra.

Stormont.—Which shall include and consist of the Townships of Cornwall, Finch, Osnabruck, Roxborough, and (except for the purpose of representation in the Legislative Assembly) the Town of Cornwall.

Waterloo.—Which shall include and consist of the Townships of Arthur, Amaranth, Bentinck, Derby, Eramosa, Egremont, Guelph, Glenelg, Garafraxa, Holland, Luther, Mornington, Minto, Maryborough, Melancthon, Normanby, Nichol, Peel, Proton, Puslinch, Sydenham, Sullivan, Waterloo, Wilmot, Woolwich, and Wellesley, and, for the purpose of representation in the Legislative Assembly only, the Township of Dumsries, and for all purposes except that of representation in the Legislative Assembly, the Township of Erin.

Wentworth.—Which shall for all purposes include the Townships of Ancaster, Brantford, Binbrooke, Barton, Glandford, Onondaga, Saltfleet and Tuscarora, and (for all purposes except that of representation in the Legislative Assembly, and that of Registration of Titles,) the Townships of Seneca and Oneida, and (except for the purpose of representation in the Legislative Assembly) the Town of Hamilton.

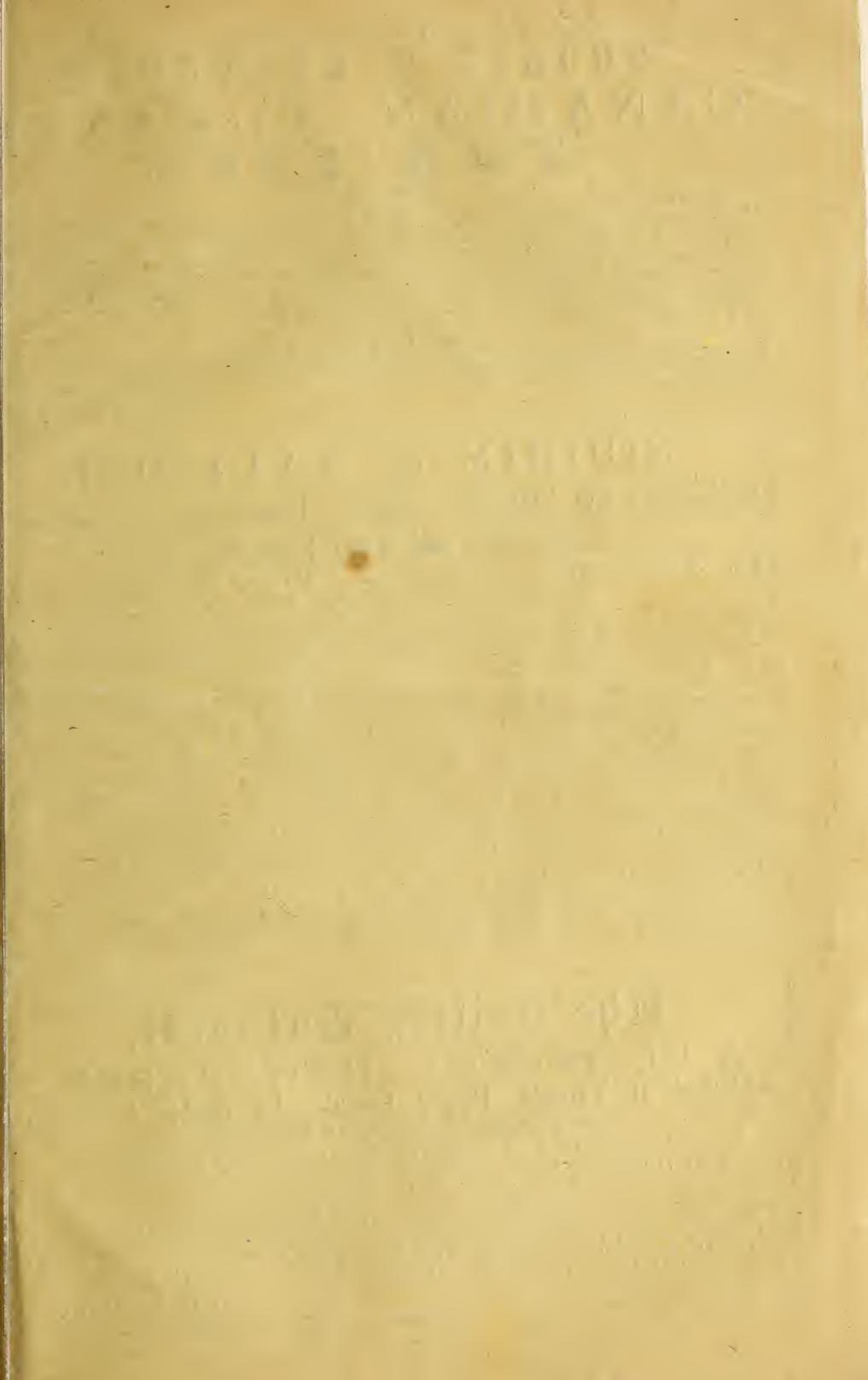
York.—Which shall be divided, as it now is, into four Ridings, each returning one Member to the Legislative Assembly, that is to say:

The North Riding.—Which shall include and consist of the Townships of Brock, North Gwillimbury, East Gwillimbury, Georgina, Mara, Reach, Rama, Scott, Thora, Uxbridge, and Whitchurch.

The South Riding.—Which shall include and consist of the Townships of Etobicoke, King, Vaughan, and York, and for the purposes of Registration of Titles only, the City of Toronto.

The East Riding.—Which shall include and consist of the Townships of Markham, Pickering, Scarborough, and Whitby.

The West Riding.—Which shall include and consist of the Townships of Albion, Caledon, Chinguacousy, Toronto Gore, and Toronto.



# SCOBIE & BALFOUR'S CANADIAN ALMANAC, FOR 1851,

WITH A MAP,

CONTAINING full and authentic Commercial, Statistical, Astronomical, Departmental, Ecclesiastical Educational, Financial, Military, Naval, and General Information, will be published early in November next; but, if possible, in October. The Publishers will thankfully receive suitable information for the work and they respectfully request that intending contributors may send in their favours as early as possible.

The Canadian Almanac has met with a success so unprecedented, that the edition of 1850, extending to 30,000 copies, was absorbed within the short space of two months. The publishers, therefore, contemplate issuing a larger edition for 1851. Parties are respectfully requested to send in their orders as early as possible, so as to enable the publishers to determine the number of copies over the 30,000 that may be required.

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## ADVERTISING

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Toronto, May, 1850.

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